

the sum of three hundred and eighty-seven thousand seven hundred and eighty-three and 51-100 dollars provided to be paid from the general revenues during the fiscal year beginning September 1, 1918, in discharge of prison system indebtedness be paid from the funds of the prison system at the time and under the conditions specified in the said acts providing the payment of such Prison Commission indebtedness and interest thereon, and declaring an emergency,"

And find the same correctly engrossed.
COX of Bee, Chairman.

Committee Room,
Austin, Texas, March 20, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 161, A bill to be entitled "An Act to amend Chapter 32, Article 6196 of the General Laws, passed at the First Called Session of the Thirty-fifth Legislature, 1917, page 49, regulating the management and control of the penitentiary system and regulating the fixing of salaries of penitentiary guards, and declaring an emergency,"

H. B. No. 166, A bill to be entitled "An Act to amend Chapter 88 of the Special Laws of the Regular Session of the Thirty-fifth Legislature, known as the Henderson county road law, etc., and declaring an emergency,"

And find the same correctly engrossed.
COX of Bee, Chairman.

Committee Room,
Austin, Texas, March 20, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 149, A bill to be entitled "An Act to authorize persons, associations of persons, corporations and districts to conserve the fresh waters of streams for irrigation against pollution by salt sea tides,"

And find the same correctly engrossed.
COX of Bee, Chairman.

REPORTS OF COMMITTEE ON ENROLLED BILLS.

Committee Room,
Austin, Texas, March 18, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 98, "An Act to amend Article 1197, Title 17 of the Code of Criminal Procedure of the State of Texas, relating to delinquent children so as to include and further prescribe the procedure in cases of boys and girls; fixing penalties, and declaring an emergency,"

Have carefully compared same, and find it correctly enrolled, and have this day, at 4:06 o'clock p. m., presented same to the Governor for his approval.

BEDELL, Chairman.

Committee Room,

Austin, Texas, March 18, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 8, Relating to the Kansas City, Mexico and Orient Railway,

Have carefully compared same, and find it correctly enrolled, and have this day, at 4:06 o'clock p. m., presented same to the Governor for his approval.

BEDELL, Chairman.

TWENTIETH DAY.

(Thursday, March 21, 1918.)

The House met at 9 o'clock a. m. pursuant to adjournment.

(Speaker Fuller in the chair.)

The roll was called and the following members were present:

Atlee.	Davis
Bagby.	of Van Zandt.
Bass.	De Bogory.
Beard.	Denton.
Beasley.	Dodd.
Beason.	Dudley.
Bedell.	Dunnam.
Bell.	Fairchild.
Bennette.	Fly.
Bertram.	Ford.
Blackburn.	Greenwood.
Blackmon.	Haidusek.
Bland.	Hardey.
Bledsoe.	Harris.
Brown.	Henderson.
Bryan.	Hill.
Burton of Rusk.	Holaday.
Burton of Tarrant.	Holland.
Butler.	Johnson of Blanco.
Canales.	Johnson of Ellis.
Carlock.	Jones.
Cates.	Kempen.
Clark.	Laas.
Cope.	Lacey.
Cox of Bee.	Lackey.
Cox of Ellis.	Laney.
Crudgington.	Lange.
Davis of Dallas.	Lanier.
Davis of Harris.	Lindemann.

McComb.	Smith of Hopkins.
McCord.	Smith of Scurry.
McCoy.	Spradley.
McDowra.	Sneed.
McFarland.	Stephens.
McMillin.	Stewart.
Mathis.	Swope.
Meador.	Taylor.
Mendell.	Templeton.
Metcalfe.	Terrell.
Miller of Austin.	Thomas.
Miller of Dallas.	Thomason
Monday.	of El Paso.
Moore.	Thomason
Morris.	of Nacogdoches.
Murphy.	Thompson
Murrell.	of Hunt.
Neill.	Thompson
Nordhaus.	of Red River.
O'Banion.	Tillotson.
Osborne.	Tilson.
Parks.	Tinner.
Peyton.	Traylor.
Pillow.	Upchurch.
Poage.	Vaughan.
Pope.	Veatch.
Raiden.	Wahrmund.
Reeves.	White.
Roemer.	Williams
Rogers.	of Brazoria.
Sackett.	Williams
Sallas.	of McLennan.
Sentell.	Williford.
Schlesinger.	Wilson.
Schlosshan.	Woods.
Seawright.	Yantis.
Smith of Bastrop.	

Absent.

Davis of Grimes.	Sholars.
O'Brien.	Strayhorn.
Richards.	Valentine.
Robertson.	

Absent—Excused.

Baker.	Lee.
Cadenhead.	Lowe.
Estes.	Spencer.
Hudspeth.	Walker.
King.	

A quorum was announced present.

Prayer was then offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following memoes were granted leave of absence on account of important business:

Mr. Spencer for all this week except Saturday, on motion of Mr. Thomas.

On motion of Mr. Dunnam, Mr. Estes was excused indefinitely on account of sickness.

On motion of Speaker Fuller, Mr. But-

ler, Mr. Peyton, Mr. Thomas, Mr. Miller of Austin and Mr. Schlosshan were excused for today on account of important committee work.

On motion of Mr. Swope, Mr. Lee was excused for today on account of sickness.

BILL RECOMMITTED.

On motion of Mr. Dodd, Senate bill No. 29 was recommitted to the Committee on Appropriations.

PROVIDING FOR PORTRAIT OF PRESIDENT WILSON.

Mr. Poage offered the following resolution:

Whereas, There now hangs in the rotunda of the Capitol, upon the second floor, upon the right side of the archway that leads to the public reception room of the Governor of this State, a magnificent painting of George Washington, first President of this Republic, who was first in war for the democracy of this nation, and who was first in peace when those things for which the colonists gave battle, had been achieved; and

Whereas, Upon the left side of that archway, upon the companion portal to that upon which the painting of Washington now hangs, there is a vacant space that if occupied by a painting that would duplicate that of Washington, would make more harmonious the art gallery of distinguished faces that now adorn the rotunda walls of this Capitol; be it

Resolved, That a committee be appointed by this House to contract for and provide a portrait of Woodrow Wilson, the present, the last and greatest Chief Executive of this nation, since the incumbency of Washington, a man who has been first in war in these times when democracy demands war for the preservation of its ideals, and who will be the first for peace when those ideals have been realized, a great leader, and the spokesman of all the people of this country, and that when such painting has been procured that the Superintendent of Public Buildings and Grounds be instructed to hang same upon the portal opposite to that now occupied by the portrait of Washington;

Resolved, That there be appropriated out of any funds, not heretofore appropriated, of the general fund of the Treasury the amount of \$200, or so much as is necessary, to pay for said portrait.

The resolution was read second time and was adopted.

RELATING TO BOX FACTORY AT
RUSK PENITENTIARY.

Mr. Terrell offered the following resolution:

H. C. R. No. 9, Providing for sale of box factory at Rusk penitentiary.

Whereas, The State owns and operates a box factory with convict labor at the State penitentiary at Rusk, Texas; and

Whereas, The State has sold the iron industry and located an asylum for negro insane on the lands owned by the prison system at this place; and

Whereas, It is the intention of the Prison Commission to abandon the Rusk Penitentiary as a prison for the keeping and working of State convicts; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the Prison Commissioners, with the approval of the Governor, be authorized and requested to sell the box factory located at Rusk, Texas, and now operated by convict labor, to the highest and best bidder after due advertisement, as provided by law, for the sale of prison property, and that the purchaser be allowed to lease the grounds upon which such factory is located for a reasonable period of years.

Signed—Terrell, Reeves, Poage, Clark, Ford, Denton.

The resolution was read second time. On motion of Mr. Terrell, the resolution was referred to Committee on Penitentiaries.

RELATING TO LEASE OF AGRICULTURAL LAND.

Mr. Dunnam offered the following resolution:

H. C. R. No. 10, Authorizing the board of trustees of the State Juvenile Training School to lease all necessary agricultural lands upon such terms and for such time as may be expedient.

Resolved by the House of Representatives, the Senate concurring, That the board of trustees of the State Juvenile Training School be, and it is hereby authorized, to lease such an amount of agricultural lands as to the board may be deemed necessary to give employment to the inmates of said training school, such lands to be leased for such period of time and upon such terms and conditions as to the board may deem advisable.

Signed—Dunnam, Mathis, Holland, Fairchild, Rogers, Hudspeth, Upchurch, Nordhaus, McDowra, Raiden.

The resolution was read second time. Mr. Peyton offered the following amendment to the resolution:

"Said lands to be leased upon the basis of third and fourth."

The amendment was adopted.

The resolution was then adopted.

SENATE BILL NO. 35 ON PASSAGE
TO THIRD READING.

The Speaker laid before the House as unfinished business, on its passage to a third reading,

S. B. No. 35, A bill to be entitled "An Act to amend Sections 3, 16 and 19 of Chapter 83 of an act approved March 16, 1917, relating to the development of minerals in public lands by requiring applications to be filed in the General Land Office instead of with the county clerk, and providing that permits shall be issued to the one who makes the highest cash offer for the area in addition to the one-eighth royalty, and providing for the employment of a mineral inspector and making an appropriation therefor, and declaring an emergency."

Question—Shall the bill be passed to a third reading?

HOUSE BILL NO. 90 ON SECOND
READING.

On motion of Mr. Pope, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 90, A bill to be entitled "An Act regulating the purchase of junk by persons engaged as junk dealers or in the junk business; providing for uniform affidavits of junk sellers, and for same to be kept in well bound book, subject to inspection of the public; providing punishment for the violation of same; defining the terms 'junk dealer' and 'junk business,' and repealing all laws in conflict with the provisions of this act, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Pope offered the following amendment to the bill:

Amend House bill No. 10 by inserting after the word "person" in line 3, Section 4, of printed bill, page 503 of Journal, the following: "firm, corporation or association."

The amendment was adopted.

House bill No. 90 was passed to engrossment.

HOUSE BILL NO. 142 ON SECOND
READING.

On motion of Mr. Swope, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 142, A bill to be entitled "An Act giving to the owner of any real estate or interest therein sold under execution, order of sale, deed of trust, mortgage or other contract lien the right to redeem the same at any time in one year from the date of sale, by paying to the purchaser the amount of the purchase money paid, together with interest thereon; provided, that property redeemed under the act shall not again be subject to levy or sale for the debt for which it was sold; providing that from the period of redemption allowed by this act shall be deducted a period equal to any extension of the debt; providing that the right of redemption shall not be waived; providing that the act shall have no application when the real estate is sold after the final maturity of the debt, or when the debt represents purchase money and less than one-half of the principal of the debt has been paid, or when the debt bears interest at the rate of six per cent or less; providing that the right of redemption shall for all purposes be treated and recorded as real estate, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time, and was passed to engrossment.

HOUSE BILL NO. 134 ON THIRD
READING.

On motion of Mr. Holland, the regular order of business was suspended to take up and have placed on its third reading and final passage,

H. B. No. 134, A bill to be entitled "An Act to authorize the payment by the State Prison Commission of debts contracted by the Prison Commission prior to January 7, 1915, for which appropriation was made from the general revenues by Chapter 201, Acts of the Thirty-fifth Legislature, Regular Session; providing that the sum of three hundred and sixty-two thousand four hundred and twenty-three and 43-100 dollars paid in discharge of prison system indebtedness from the general revenues for the fiscal year beginning September 1, 1917, be transferred from the special funds of the Prison Commission to the general revenue; providing that

the sum of three hundred and eighty-seven thousand seven hundred and eighty-three and 51-100 dollars provided to be paid from the general revenues during the fiscal year beginning September 1, 1918, in discharge of prison system indebtedness be paid from the funds of the prison system at the time and under the conditions specified in the said acts providing for payment of such Prison Commission indebtedness and interest thereon, and declaring an emergency."

The Speaker laid the bill before the House and it was read third time and was passed.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 21, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 105, A bill to be entitled "An Act to provide that women may vote in all primary elections and nominating conventions in Texas; prescribing qualifications for such voters, providing for registration of 10,000 and over, and declaring an emergency," with amendments.

S. B. No. 100, A bill to be entitled "An Act to permit all applicants for registration as nurses, under the provisions of Articles 5748 to 5755, inclusive, Chapter 2, Title 90, of the Revised Civil Statutes of the State of Texas (1911), and who shall be otherwise properly qualified and who may pass a satisfactory examination, conducted by the Board of Nurse Examiners, to practice professional nursing in this State; provided that the applicant for examination for such license as a nurse shall not be required by the board to have more than one year's training as a nurse in a hospital, sanitarium or school before the issuance of a license to such party; repealing all laws in conflict herewith, and declaring an emergency."

Respectfully,

J. B. BENNETT,
Assistant Secretary of the Senate.

SENATE BILL NO. 35 ON PASSAGE
TO THIRD READING.

The House resumed consideration of pending business, same being Senate bill No. 35, relating to the development of minerals in public lands, on its passage to a third reading.

(Mr. Mendell in the chair.)

Question recurring on passage of the bill to a third reading, yeas and nays were demanded.

The House refused to pass Senate bill No. 35 to a third reading by the following vote:

Yeas—53.

Atlee.	Mendell.
Bass.	Metcalf.
Beard.	Monday.
Beason.	Murphy.
Bedell.	Murrell.
Bertram.	Pillow.
Blackmon.	Reeves.
Bland.	Sackett.
Bryan.	Schlesinger.
Burton of Rusk.	Smith of Bastrop.
Clark.	Smith of Hopkins.
Cope.	Spradley.
Cox of Bee.	Sneed.
Crudgington.	Stewart.
Davis of Dallas.	Taylor.
De Bogory.	Templeton.
Fairchild.	Terrell.
Fly.	Thompson
Haidusek.	of Hunt.
Holaday.	Tillotson.
Lacey.	Tilson.
Laney.	Traylor.
McComb.	Williams
McCord.	of Brazoria.
McFarland.	Wilson.
McMillin.	Woods.
Mathis.	Yantis.
Meador.	

Nays—56.

Bagby.	Lanier.
Bell.	Lindemann.
Bennette.	McCoy.
Blackburn.	McDowra.
Bledsoe.	Miller of Dallas.
Brown.	Moore.
Burton of Tarrant.	Morris.
Canales.	Neill.
Cates.	Nordhaus.
Cox of Ellis.	O'Banion.
Davis	Osborne.
of Van Zandt.	Parks.
Denton.	Peyton.
Dodd.	Poage.
Dudley.	Pope.
Ford.	Raiden.
Greenwood.	Roemer.
Hardey.	Rogers.
Harris.	Seawright.
Henderson.	Smith of Scurry.
Hill.	Stephens.
Johnson of Blanco.	Thomason
Johnson of Ellis.	of El Paso.
Jones.	Thomason
Kempen.	of Nacogdoches.
Laas.	Thompson
Tange.	of Red River.

Upchurch.
Vaughan.
Veatch.
White.

Williams
of McLennan.
Williford.

Present—Not Voting.

Carlock.

Davis of Harris.

Absent.

Beasley.	Sallas.
Davis of Grimes.	Sentell.
Dunnam.	Sholars.
Holland.	Strayhorn.
Lackey.	Swope.
O'Brien.	Tinner.
Richards.	Valentine.
Robertson.	Wahrmund.

Absent—Excused.

Baker.	Lowe.
Butler.	Miller of Austin.
Cadenhead.	Schlosshan.
Estes.	Spencer.
Hudspeth.	Thomas.
King.	Walker.
Lee.	

Mr. Dudley moved to reconsider the vote by which the House refused to pass the bill to third reading and to table the motion to reconsider.

The motion to table prevailed.

MESSAGES FROM THE GOVERNOR.

Mr. S. Raymond Brooks, secretary to the Governor, appeared at the bar of the House and, being duly announced, presented the following messages from the Governor, which were read to the House:

Governor's Office,

Austin, Texas, March 21, 1918.

To the Thirty-fifth Legislature in Fourth Called Session.

Gentlemen: At the request of Senator W. A. Johnson and Hon. J. W. Crudgington, I submit for your consideration the subject of amending the Amarillo Independent School District Law.

Respectfully submitted,
W. P. HOBBY,
Governor of Texas.

Governor's Office,

Austin, Texas, March 21, 1918.

To the Thirty-fifth Legislature in Fourth Called Session.

Gentlemen: At the request of the Attorney General's Department, I submit for your consideration the enactment of a law making it the duty of the Secretary of State to examine and consider

applications for refund for permit fee and franchise taxes paid by foreign corporations, under protest, against the constitutionality of the Permit Fee and Franchise Tax Acts of the State of Texas recently held void by the Supreme Court of the United States; defining the duties of the Secretary of State with reference to this matter and regulating the method of approving and registering these claims; authorizing suits to be brought against the Secretary of State in his official capacity in any district court of Travis county for the establishment and allowance of any claims rejected by the Secretary of State; regulating such suit and prescribing the duties of the Secretary of State in the event of a final judgment establishing any claim; prescribing the period of time within which such claims must be presented to the Secretary of State and within which suits must be filed on rejected claims and fixing a period of limitation when such claims shall be void. In connection with this subject, I submit a copy of a letter received from the Attorney General's Department.

Respectfully submitted,
W. P. HOBBY,
Governor of Texas.

State of Texas,

Attorney General's Department,
Austin, Texas, March 20, 1918.

To His Excellency, Hon. W. P. Hobby,
Governor of Texas, Austin, Texas.

Sir: In November, 1914, Crane Company, a foreign corporation having a permit to transact business in the State of Texas, brought an injunction suit in the Federal court against the Attorney General and the Secretary of State for the purpose of enjoining them from enforcing against this company the provisions of Revised Statutes, Articles 3837 and 3304, which articles require the payment of permit fees and franchise taxes by foreign corporations seeking to transact business or transacting business in the State of Texas.

The suit, following the usual course, was finally decided in the Supreme Court of the United States, and by that court these articles of the statute were recently held void as being in violation of the Constitution of the United States.

After the filing of this suit and possibly in a few instances prior thereto, foreign corporations at the time of paying permit fees or franchise taxes protested to the Secretary of State that the statutes referred to were void, as being

in violation of the Constitution of the United States, and paid such permit fees and franchise taxes "under protest." I am unable to state the number of protests or the amount of fees and taxes paid under protest. However, in December, 1915, Mr. McKay, at that time Secretary of State, gave us a certificate in which he stated that approximately twenty per cent in number sixty per cent in amount of franchise taxes had been paid under protest up to that time.

These taxes paid under protest, under the opinion of the Supreme Court of the United States, have been, of course, unlawfully exacted, and may be recovered from the State of Texas in an action brought for the purpose, provided the State consents to the bringing of the necessary suits. They are, also, recoverable against the respective Secretaries of State who received the same, although such officers paid the same into the Treasury of the State of Texas; and there are now pending several suits against the respective Secretaries of State who collected such taxes, and we are credibly informed that other suits will be filed against these men in their personal capacities, and, in all probability, personal judgment will be recovered against them for these taxes which were thus collected and paid into the Treasury of the State of Texas.

Permit fees and franchise taxes which were not paid under protest but which were paid voluntarily can not, of course, be recovered. *Gaar, Scott & Company vs. Shannon*, 223 U. S., p. 468.

Because of the situation which confronts the State, we have concluded to recommend to Your Excellency that some method be adopted by which the amount of permit fees and taxes which have been paid under protest may be ascertained and this amount, with the names of the parties to whom due, be properly certified to the next session of the Legislature, in order that appropriation may be made, if the Legislature desires, for the payment of these claims. Unless this is done, then it is quite probable that the personal actions against the respective Secretaries of State will prevail and these gentlemen be made to respond out of their personal funds for the taxes and fees collected under the statutes of the State and paid into the Treasury of the State.

We direct your attention to this matter at this time for such action as you may deem appropriate, with the additional information that we have stated to some of the parties making these

claims that we would direct your attention to the situation, in order that legislative action may be taken which will relieve the condition which now confronts the State.

Very truly yours,
(Signed) C. M. CURETON,
First Assistant Attorney General.

Governor's Office,
Austin, Texas, March 21, 1918.

To the Thirty-fifth Legislature in
Fourth Called Session.

Gentlemen: I submit for your consideration the subject of providing an adequate law to regulate the sale, distribution and handling of explosives in the State of Texas.

Respectfully submitted,
W. P. HOBBY,
Governor of Texas.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 21, 1918.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 119, A bill to be entitled "An Act to validate the sale of certain public domain made by the State on February 21, 1907, and declaring an emergency."

H. B. No. 94, A bill to be entitled "An Act for the protection of the health, safety and comfort of employes in factories, mills, workshops, mercantile establishments, laundries or other establishments where women are employed; providing for proper temperature and ventilation for the protection of the health of employes, requiring the removal of gas, effluvia or odors from places where employes are required to work and means to allay dust injurious to the health of persons employed, prohibiting, etc., fixing penalties for violation of provisions of the act, and declaring an emergency," with amendments.

S. B. No. 37, A bill to be entitled "An Act to amend Article 3842, Revised Civil Statutes of 1911, relating to fees chargeable by the General Land Office of Texas," with engrossed rider.

H. B. No. 70, A bill to be entitled "An Act to amend Chapter 88, Acts of the Regular Session of the Thirty-fifth Legislature, providing a more adequate system of laws relating to irrigation by adding thereto, after Section 61, Section

61a, and by adding thereto after Section 64, Sections 64a and 64b; providing for the entry of decisions, orders and fixing of rates by the board for furnishing water and permitting persons, firms and corporations interested therein to file proceedings in the district court of Travis county, Texas, for a review and revision of rates, fixing the burden of proof in such proceedings, and declaring an emergency."

H. B. No. 108, A bill to be entitled "An Act to amend Section 9 of Chapter 17, Special Laws, passed at the First Called Session of the Thirty-third Legislature, entitled 'San Patricio County Road System—Creating,' authorizing said county or any political subdivision or defined district thereof to issue bonds not exceeding forty years from the date of issuance, with such options of redemption as may be fixed by the commissioners court, or to issue such bonds to mature serially in approximately equal portions every year for not exceeding forty years, and declaring an emergency."

H. B. No. 141, A bill to be entitled "An Act to further regulate the conducting of fish hatcheries and the propagation of fish in this State by amending Article 4000 of the Revised Civil Statutes of this State, 1911, as amended by Chapter 146 of the Acts of the Thirty-third Legislature, providing for the distribution by the State fish hatcheries of fish to private persons, providing that the Game, Fish and Oyster Commissioner of the State of Texas, as well as the United States Commissions of Fisheries, or their duly authorized agents, may take or catch brood fish from the public fresh waters of this State for the purpose of propagation, etc.; providing a penalty for violation of this statute, and declaring an emergency."

Respectfully,
J. B. BENNETT,
Assistant Secretary of the Senate.

SENATE BILL ON FIRST READING.

The following Senate bill was laid before the House, read first time, and referred to the appropriate committee, as follows:

S. B. No. 100, to Committee on Public Health.

HOUSE BILL NO. 110 WITH SENATE AMENDMENTS.

Mr. McCord called up for consideration at this time, with Senate amendments,

H. B. No. 110, A bill to be entitled "An Act to amend Article 3086, Chapter 10, Title 49, Revised Civil Statutes of 1911, so as to provide that no candidate at a primary election for a State or district office shall be declared the nominee of any political party unless he is legally qualified to hold such office, has complied with all the requirements of law, and received a majority of the votes cast for all candidates for such office at such primary election; providing for the holding of a second primary election and fixing the date for the holding of all second primary elections, and declaring an emergency."

The Speaker laid the bill before the House and the Senate amendments were read.

Mr. McCord moved that the House concur in the Senate amendments.

Mr. Bledsoe moved a call of the House for the purpose of maintaining a quorum pending consideration of House bill No. 110, and the call was duly seconded.

The Speaker then directed the Door-keeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

Mr. Spradley raised a point of order on consideration of the Senate amendments on the ground that they change the purpose of the bill.

The Speaker overruled the point of order.

Mr. Bagby called for a division of the question.

The question then being put on the Senate amendment by Senator Hopkins, relating to time of holding second primary, the House concurred in the Senate amendment.

Pending consideration of the Senate (committee) amendment, Mr. Thomason of El Paso occupied the chair temporarily.

(Speaker in the chair.)

Mr. Bedell moved the previous question on the Senate (committee) amendment and the motion was lost.

(Mr. Mendell in the chair.)

Mr. Bedell moved the previous question on the Senate (committee) amendment and the main question was ordered.

Question then recurring on the motion to concur in the Senate (committee) amendment, yeas and nays were demanded.

The motion to concur was lost by the following vote:

Yeas—46.

Beard.	Murrell.
Beasley.	Neill.
Bedell.	O'Banion.
Bennette.	Raiden.
Bledsoe.	Reeves.
Bryan.	Sackett.
Burton of Rusk.	Sentell.
Butler.	Smith of Bastrop.
Cope.	Smith of Hopkins.
Davis of Dallas.	Sneed.
Davis of Harris.	Stephens.
Davis	Terrell.
of Van Zandt.	Thomas.
Dudley.	Thomason
Henderson.	of El Paso.
Holaday.	Thompson
Johnson of Ellis.	of Hunt.
Lacey.	Tilson.
McComb.	Traylor.
McCord.	Vaughan.
McCoy.	Veatch.
McDowra.	Williams
McMillin.	of Brazoria.
Meador.	Wilson.
Mendell.	Yantis.
Metcalfe.	

Nays—77.

Atlee.	Lackey.
Bagby.	Laney.
Bass.	Lange.
Beason.	Lanier.
Bell.	Lindemann.
Bertram.	McFarland.
Blackburn.	Mathis.
Blackmon.	Miller of Austin.
Bland.	Miller of Dallas.
Brown.	Monday.
Burton of Tarrant.	Moore.
Canales.	Morris.
Cates.	Murphy.
Clark.	Nordhaus.
Cox of Bee.	Osborne.
Cox of Ellis.	Parks.
Crudgington.	Peyton.
De Bogory.	Pillow.
Denton.	Poage.
Dodd.	Pope.
Dunnam.	Richards.
Fairchild.	Roemer.
Fly.	Rogers.
Ford.	Sallas.
Greenwood.	Schlesinger.
Haidusek.	Schlosshan.
Hardey.	Seawright.
Harris.	Smith of Scurry.
Hill.	Spradley.
Holland.	Stewart.
Johnson of Blanco.	Swope.
Jones.	Taylor.
Kempen.	Templeton.
Laas.	

Thomason	Wahrmund.
of Nacogdoches.	White.
Thompson	Williams
of Red River.	of McLennan.
Tillotson.	Williford.
Tinner.	Woods.
Upchurch.	

Absent.

Davis of Grimes.	Strayhorn.
O'Brien.	Valentine.
Robertson.	

Absent—Excused.

Baker.	Lee.
Cadenhead.	Lowe.
Estes.	Spencer.
Hudspeth.	Walker.
King.	

Paired.

Mr. Carlock (present), who would vote "yea," with Mr. Sholars (absent), who would vote "nay."

Reasons for Votes.

House bill No. 110 by De Bogory and others, providing for the nomination of candidates by majority vote, as the measure passed the House, was considered so crude, illogical and contradictory in some of its provisions as to make it a legislative enigma, and I, therefore, refused to give it my support. I believed it wholly insufficient to accomplish the objects in view, and that its enactment into law would be to add another chapter to the contradictions and imperfections of our present primary election laws.

The bill has since been largely amended in the Senate, and while yet a very imperfect measure as to its provisions for nominating candidates by majority vote, it is believed to be possible to accomplish such and under the provisions of the amended bill.

I do not believe that those portions of the amended bill enlarging the provisions of the present law as to the eligibility of candidates to have their names placed upon the official ballots should be made to encumber our primary election law. Such provisions, while perhaps lawful, are not believed to be expedient, and should be embraced in separate statutes, as are many other provisions bearing upon kindred subjects, some of which have been enacted during the present session of the Legislature.

However, as I am in favor of the nomination of all candidates by majority vote, and realizing that a refusal to con-

cur in any of the Senate amendments would tend to defeat the final passage of the bill, I have voted in favor of concurring in all of the amendments. I believe the bill sufficiently safeguards the rights of all persons who may desire to have their names placed upon the official ballots when such rights have been brought in question, by providing for a speedy determination of the matter in the courts of our State.

For the reasons stated, I have voted to concur in all of the Senate amendments.

THOMPSON of Hunt.

I vote "nay" on concurrence on the Senate amendment, because it is common knowledge that it is aimed at preventing the name of one man from putting his name on the ticket in the primary. To refuse a man that privilege is to confess fear of him and a want of confidence in the executive committee and the people. And to deny anyone this right and put him into the courts to establish it will have the effect of postponing a decision, even in his favor, until too late. If the ineligibility is unquestionable, such as alienage, I would not hesitate to support the amendment, but under the bill as amended, any frivolous challenge, engendered by malice, might defeat the inalienable rights of a worthy citizen. I am not afraid for any human being to offer for office, and will cheerfully abide by the verdict of the sovereign people.

SCHLOSSHAN.

I vote "yea" on the Senate amendments because they provide means by which the courts can pass upon the legal question involved in the impeachment of Jas. E. Ferguson.

DAVIS of Van Zandt.

I vote "nay" because I am convinced that the only purpose of such law is to keep former Governor Ferguson's name from the official ballot in the Democratic primaries, and I do not believe it is a good policy to pass a law of this kind merely to affect one man. I voted in favor of the articles of impeachment against Governor Ferguson, and I have no reason for regretting this action, and although I believe he is disqualified to hold an office in this State, yet to pass this law would only make a martyr of him, and I am not in favor of such course. I have absolute confidence in the integrity and good judgment of the Democratic voters in this State not to nominate for office a man which under

the Constitution can not hold that office, and I am willing to trust the people to do the right thing.

CANALES.

Mr. Bagby moved to reconsider the vote by which the House refused to concur in the Senate amendment and to table the motion to reconsider.

The motion to table prevailed.

(Speaker in the chair.)

BILLS SIGNED BY THE SPEAKER.

The Speaker signed in the presence of the House today, after giving due notice thereof and their captions had been read, the following enrolled bills:

S. B. No. 28, "An Act creating a court to be styled the Commission of Appeals of the State of Texas, to consist of six persons, learned in the law, to be appointed by the Governor by and with the advice of the Senate, which shall sit in two sections, known as Section A and Section B, each section consisting of three members, and who shall hold their office for two years and receive for their services a salary of \$5000 per annum, and declaring an emergency."

S. B. No. 54, "An Act to amend Sections 12 and 16 of the Special Road Law for Smith county, Texas, passed at the Regular Session of the Thirty-third Legislature and known as Chapter 70 of the Special Laws of said Thirty-third Legislature; and also to amend Section 3 of Chapter 8 of the Special Road Law of Smith county, Texas, passed at the Regular Session of the Thirty-fourth Legislature and approved February 16, 1915, prescribing the number of petitioners for election in said county, or political subdivision thereof, for road bonds, prescribing the purposes of said bonds and further prescribing the condition upon which every able-bodied male convict shall be required to labor upon public roads, and further prescribing the duty of commissioners and other county officials, providing penalties for failure to perform such duty, and further providing the time of maturity, rate of interest and conditions of validating elections heretofore held; rate of interest and conditions of the sale of said bonds, validating elections heretofore held, and declaring an emergency."

S. B. No. 58, "An Act granting permission to John T. Elliot to bring suit against the State of Texas in the district court of Anderson county, Texas, for damages for personal injuries received

by him while on duty as a bridge carpenter in the employ of the Texas State Railroad; providing that such suit may be filed within two years after this act takes effect; and providing that such cause of action shall not be barred until two years after this act takes effect; and providing for the method of serving process and for procedure governing the trial and determination of such suit, and declaring an emergency."

HOUSE BILL NO. 173 ON SECOND READING.

(By Unanimous Consent.)

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 173, A bill to be entitled "An Act changing the boundaries of Abernathy Independent School District, situated in Hale and Lubbock counties, Texas, etc., and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 174 ON SECOND READING.

(By Unanimous Consent.)

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 174, A bill to be entitled "An Act to establish Common School District No. 15 in Lubbock county, Texas, out of and so as to include certain lands heretofore in Slaton Independent School District and Common School Districts Nos. 11 and 20 of said county, etc., and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 175 ON SECOND READING.

(By Unanimous Consent.)

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 175, A bill to be entitled "An Act readjusting the common school districts and county line common school districts in Lubbock county, Texas, against which outstanding bond issues are now in force, changing boundary lines of said districts, etc., and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 176 ON SECOND
READING.

(By Unanimous Consent.)

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 176, A bill to be entitled "An Act changing the boundaries of Lubbock Independent School District and Canyon Common School District No. 11 and New Hope Common School District No. 20 in Lubbock county, Texas, transferring to Canyon Common School District No. 11 a portion of the territory now embraced in Lubbock Independent School District and providing the Canyon Common School District No. 11 shall assume the portion of the bonded indebtedness of Lubbock Independent School District, etc., and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 177 ON SECOND
READING.

(By Unanimous Consent.)

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 177, A bill to be entitled "An Act changing the boundaries of common school districts Nos. 3 and 14 and Slaton Independent School District in Lubbock county, Texas, and transferring a portion of the territory now embraced in Union Common School District No. 3 to Slaton Independent School District, etc., and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 178 ON SECOND
READING.

(By Unanimous Consent.)

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 178, A bill to be entitled "An Act to amend Section 14 of Chapter 33 of the laws passed at the Regular Session of the Thirty-second Legislature, being an act creating a more effective road system for Scurry county, Texas, etc., and declaring an emergency."

The bill was read second time and was passed to engrossment.

RECESS.

On motion of Mr. Pope, the House at

1:30 o'clock p. m. took recess to 2:30 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2:30 o'clock p. m. and was called to order by the Speaker.

SENATE BILL NO. 44 ON SECOND
READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 44, A bill to be entitled "An Act to amend Section 4, Chapter 8, General Laws of the First Called Session of the Thirty-fifth Legislature of the State of Texas, entitled 'An Act to create a State Council of Defense, defining its powers and duties, making an appropriation to carry on the work of said Council of Defense, and declaring an emergency,' so as to provide that no member of the Council shall ever be paid any salary or per diem for his services, except the secretary and assistant secretary, who may be members of the Council, and declaring an emergency."

The bill was read second time and was passed to a third reading.

SENATE BILL NO. 23 ON THIRD
READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 23, A bill to be entitled "An Act to amend Section 15 of Chapter 5 of the Acts of the First Called Session of the Thirty-fourth Legislature of the State of Texas, which act was entitled 'An Act regulating the business of co-operative savings and contract loan companies,' so that hereafter such companies may invest their funds in mortgages which shall be a first lien on real estate located in any State of the United States of America, and further permitting such companies to invest their funds in Liberty bonds and other certificates of indebtedness which have or may hereafter be authorized by the United States Congress, and declaring an emergency."

The bill was read third time and was passed.

SENATE BILL NO. 26 ON THIRD
READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 26, A bill to be entitled "An Act to amend Article 2758, Chap-

ter 12, Title 48, of the Revised Civil Statutes of the State of Texas, 1911, relating to the salaries of county superintendents of public instruction, increasing the salaries of said county superintendents, providing for office expenses, and declaring an emergency."

The bill was read third time.

Mr. Tilson offered the following amendment to the bill:

Amend Senate bill No. 26, Section 1, page 2, by striking out all in line 9 after the word "dollars" and down to and including line 22.

Signed—Veatch, Tilson.

Mr. McCoy moved the previous question on the amendment and the final passage of the bill, and the main question was ordered.

Mrs. McCord moved to reconsider the vote by which the main question was ordered and the motion to reconsider was lost.

(Mr. Thomason of El Paso in the chair.)

Question first recurring on the amendment, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—40.

Beard.	Mendell.
Beasley.	Metcalf.
Bertram.	Murrell.
Blackburn.	Neill.
Blackmon.	O'Banion.
Bledsoe.	Raiden.
Bryan.	Reeves.
Burton of Rusk.	Rogers.
Clark.	Seawright.
Cope.	Smith of Hopkins.
Crudgington.	Stewart.
Davis of Dallas.	Thomason
Dodd.	of El Paso.
Dudley.	Thompson
Henderson.	of Hunt.
Johnson of Blanco.	Tilson.
Laney.	Tinner.
McCord.	Traylor.
McCoy.	Vaughan.
McDowra.	Veatch.
McMillin.	Yantis.

Nays—74.

Atlee.	Carlock.
Bagby.	Cates.
Bass.	Cox of Bee.
Beason.	Cox of Ellis.
Bell.	Davis of Harris.
Bennette.	Denton.
Bland.	Dunnam.
Brown.	Fairchild.
Burton of Tarrant.	Fly.
Canales.	Ford.

Greenwood.	Richards.
Haidusek.	Roemer.
Hardey.	Sackett.
Harris.	Sallas.
Hill.	Schlesinger.
Holaday.	Smith of Bastrop.
Holland.	Smith of Scurry.
Johnson of Ellis.	Spradley.
Jones.	Sneed.
Laas.	Swope.
Lacey.	Taylor.
Lackey.	Templeton.
Lange.	Terrell.
Lanier.	Thomas.
Lindemann.	Thomason
McComb.	of Nacogdoches.
McFarland.	Thompson
Mathis.	of Red River.
Meador.	Tillotson.
Miller of Dallas.	Upchurch.
Monday.	Wahrmund.
Moore.	White.
Morris.	Williams
Murphy.	of Brazoria.
Nordhaus.	Williams
Osborne.	of McLennan.
Parks.	Williford.
Pillow.	Wilson.
Poage.	Woods.

Present—Not Voting.

Pope.

Absent.

Bedell.	Robertson.
Davis of Grimes.	Sentell.
Davis	Sholars.
of Van Zandt.	Stephens.
De Bogory.	Strayhorn.
Kempen.	Valentine.
O'Brien.	

Absent—Excused.

Baker.	Lowe.
Butler.	Miller of Austin.
Cadenhead.	Peyton.
Estes.	Schlosshan.
Hudspeth.	Spencer.
King.	Walker.
Lee.	

Question next recurring on final passage of the bill, yeas and nays were demanded.

Senate bill No. 26 was passed by the following vote:

Yeas—78.

Atlee.	Brown.
Bagby.	Burton of Tarrant.
Bass.	Canales.
Beason.	Carlock.
Bell.	Cates.
Bennette.	Cox of Bee.
Bland.	Davis of Dallas.
Bledsoe.	Davis of Harris.

Davis	Parks.
of Van Zandt.	Poage.
De Bogory.	Pope.
Denton.	Richards.
Dudley.	Roemer.
Dunnam.	Sackett.
Ford.	Sallas.
Greenwood.	Schlesinger.
Haidusek.	Smith of Bastrop.
Hardey.	Smith of Hopkins.
Hill.	Spradley.
Holaday.	Sneed.
Holland.	Stephens.
Johnson of Ellis.	Swope.
Jones.	Taylor.
Kempen.	Templeton.
Laas.	Terrell.
Laney.	Thomas.
Lange.	Thomason
Lanier.	of El Paso.
Lindemann.	Thomason
McComb.	of Nacogdoches.
Mathis.	Thompson
Meador.	of Hunt.
Mendell.	Tillotson.
Metcalf.	Upchurch.
Miller of Dallas.	Wahrmund.
Monday.	Williams
Moore.	of Brazoria.
Morris.	Williams
Murphy.	of McLennan.
Neill.	Williford.
Nordhaus.	Wilson.
Osborne.	Woods.

Nays—37.

Beard.	McCoy.
Beasley.	McDowra.
Bertram.	McMillin.
Blackburn.	Murrell.
Blackmon.	O'Banion.
Bryan.	Raiden.
Burton of Rusk.	Rogers.
Clark.	Seawright.
Cope.	Smith of Scurry.
Cox of Ellis.	Stewart.
Crudgington.	Thompson
Dodd.	of Red River.
Fly.	Tilson.
Harris.	Tinner.
Henderson.	Traylor.
Johnson of Blanco.	Vaughan.
Lacey.	Veatch.
Lackey.	White.
McCord.	Yantis.

Absent.

Bedell.	Robertson.
Davis of Grimes.	Sentell.
Fairchild.	Schlosshan.
McFarland.	Sholars.
O'Brien.	Strayhorn.
Pillow.	Valentine.
Reeves.	

Absent—Excused.

Baker.	Lee.
Butler.	Lowe.
Cadenhead.	Miller of Austin.
Estes.	Peyton.
Hudspeth.	Spencer.
King.	Walker.

Mr. Thomason of Nacogdoches moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

(Speaker in the chair.)

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 21, 1918.
Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate

Concurs in House amendments to Senate bill No. 66 by vote of 23 yeas, no nays.

Concurs in House amendments to Senate bill No. 67 by vote of 23 yeas, no nays.

The Senate has passed

H. B. No. 120, A bill to be entitled "An Act granting the State Superintendent of Public Instruction authority to extend teachers' certificates, naming the conditions under which they may be extended, and declaring an emergency."

H. B. No. 155, A bill to be entitled "An Act to amend Section 2 of House bill No. 525, enacted by the Thirty-fifth Legislature at the Regular Session, creating the Nixon Independent School District, and as amended by Section 1, House bill No. 89, Thirty-fifth Legislature, First Called Session; revising metes and bounds of said district, and declaring an emergency."

Respectfully,

J. B. BENNETT,

Assistant Secretary of the Senate.

MESSAGE FROM THE GOVERNOR.

Mr. S. Raymond Brooks, secretary to the Governor, appeared at the bar of the House and, being duly announced, presented the following message from the Governor, which was read to the House:

Governor's Office,
Austin, Texas, March 21, 1918.

To the Thirty-fifth Legislature of Texas in Fourth Called Session.

Gentlemen: I submit for your consid-

eration the enactment of a law permitting corporations to buy, sell, own, lease from or to others street cleaning machines.

Respectfully submitted,
W. P. HOBBS,
Governor.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 21, 1918.
Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 85, A bill to be entitled "An Act to amend Article 6552, Title 115, Chapter 10 of the Revised Civil Statutes of 1911, providing that trains shall be regulated and notice shall be given of the time of trains, their places of stopping for freight and passengers; providing further that no railroad company, manager or receiver shall cease to operate trains on any railroad, and if they have so ceased to operate shall resume operation; providing further that the Railroad Commission of the State of Texas shall enforce the regulations hereof, and shall report to the Attorney General violations hereof, who shall file suit to enforce the same, and that this act shall be cumulative of all laws now in effect on this subject, and declaring an emergency."

S. B. No. 108, A bill to be entitled "An Act to amend Section 1, Chapter 189 of the General Laws of the State of Texas, passed by the Regular Session of the Thirty-fifth Legislature of the State of Texas, 1917, relating to the official shorthand reporters' compensation in Dallas county, and declaring an emergency."

Respectfully,
J. B. BENNETT,
Assistant Secretary of the Senate.

SENATE BILL ON FIRST READING.

Senate bill No. 37 was laid before the House, read first time and referred to the Committee on Public Lands and Land Offices.

HOUSE BILL NO. 105 WITH SENATE AMENDMENTS.

Mr. Metcalfe called up, with Senate amendments, for consideration of the amendments,

H. B. No. 105, A bill to be entitled

"An Act to provide that women may vote in all primary elections and nominating conventions in Texas; prescribing qualifications for such voters, providing for registration of 10,000 and over, and declaring an emergency."

The Speaker laid the bill before the House, and the Senate amendments were read.

Mr. Metcalfe moved that the House concur in the Senate amendments.

Mr. Parks moved that the House do not concur in the Senate amendments, and that a free conference committee be requested to adjust the differences between the two houses on the bill.

On motion of Mr. Miller of Dallas, the motion of Mr. Parks to not concur was tabled.

Question then recurring on the motion of Mr. Metcalfe to concur in the Senate amendments, it prevailed.

Mr. Cope moved to reconsider the vote by which the House concurred in the Senate amendment and to table the motion to reconsider.

The motion to table prevailed.

SENATE BILLS ON FIRST READING.

The following Senate bills were laid before the House, read first time and referred to the appropriate committees, as follows:

S. B. No. 85, to the Committee on Federal Relations.

S. B. No. 108, to the Committee on Labor.

SENATE BILL NO. 27 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 27, A bill to be entitled "An Act to permit railroad corporations, by and with the permission of the Railroad Commission of Texas and county commissioners court of the county wherein located, to change, relocate or abandon any portion of its line when without and adjacent to the limits of any incorporated city containing 50,000 inhabitants or more according to the United States census of 1910, and to permit such railroad corporation to change, relocate or abandon any portion of its line within the limits of any incorporated city containing 50,000 inhabitants or more, by and with the permission of the Railroad Commission of Texas and the city council or board of aldermen of such city; and to require such railroad corporation to make such change, relocation or abandonment upon the or-

der of such Railroad Commission, upon the application of such city council or board of aldermen; and providing for the exercise of the right of eminent domain to acquire right of way and depot grounds when lines are changed or relocated, and validating such changes, relocations or abandonments when heretofore authorized by the Railroad Commission of Texas; and repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

The bill was read third time and was passed.

(Mr. Cope in the chair.)

Mr. O'Banion moved to reconsider the vote by which the bill was passed.

Mr. Miller of Dallas moved to table the motion to reconsider.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—70.

Atlee.	Mathis.
Bagby.	Mendell.
Bass.	Metcalfe.
Beasley.	Miller of Dallas.
Beason.	Morris.
Bedell.	Murphy.
Bell.	Murrell.
Bland.	Neill.
Bledsoe.	Osborne.
Burton of Tarrant.	Parks.
Canales.	Poage.
Carlock.	Pope.
Cox of Ellis.	Reeves.
Crudgington.	Richards.
Davis of Dallas.	Sallas.
Davis of Harris.	Smith of Bastrop.
Davis	Spradley.
of Van Zandt.	Sneed.
De Bogory.	Stephens.
Denton.	Swope.
Dudley.	Templeton.
Fly.	Terrell.
Ford.	Thomas.
Greenwood.	Thomason
Harris.	of El Paso.
Henderson.	Thompson
Hill.	of Hunt.
Holland.	Tillotson.
Johnson of Ellis.	Vaughan.
Jones.	Wahrmund.
Kempen.	White.
Lackey.	Williams
Laney.	of Brazoria.
Lanier.	Williams
McComb.	of McLennan.
McCord.	Wilson.
McDowra.	Yantis.
McFarland.	

Nays—39.

Beard.

Bertram.

Blackmon.	Rogers.
Brown.	Sackett.
Bryan.	Sentell.
Burton of Rusk.	Schlesinger.
Cope.	Seawright.
Dodd.	Smith of Hopkins.
Fairchild.	Stewart.
Haidusek.	Taylor.
Holaday.	Thomason
Laas.	of Nacogdoches.
Lacey.	Thompson
Lindemann.	of Red River.
McCoy.	Tilson.
McMillin.	Tinner.
Meador.	Traylor.
Monday.	Upchurch.
Moore.	Veatch.
O'Banion.	Williford.
Pillow.	Woods.
Raiden.	

Absent.

Bennette.	Lange.
Blackburn.	Nordhaus.
Cates.	Robertson.
Clark.	Roemer.
Cox of Bee.	Sholars.
Davis of Grimes.	Smith of Scurry.
Dunnam.	Strayhorn.
Johnson of Blanco.	Valentine.

Absent—Excused.

Baker.	Lowe.
Butler.	Miller of Austin.
Cadenhead.	Peyton.
Estes.	Schlosshan.
Hudspeth.	Spencer.
King.	Walker.
Lee.	

Paired.

Mr. Hardey (present), who would vote "yea," with Mr. O'Brien (absent), who would vote "nay."

(Speaker in the chair.)

RELATING TO SINE DIE ADJOURNMENT.

Mr. Mathis offered the following resolution:

H. C. R. No. 11, Relating to sine die adjournment.

Be it resolved by the House, the Senate concurring, That the Fourth Called Session of the Thirty-fifth Legislature adjourn sine die at 6 p. m. on Saturday, March 23, 1918.

Signed—Tillotson, Mathis, Hill, Fairchild, Sallas, Nordhaus, Johnson, Lackey, Bagby, Greenwood, Brown, Wahrmund, Miller of Austin, Spradley, Burton of Tarrant, Cox of Ellis, Cates, Pope, Bland, Atlee, Beason, Smith of Scurry, Williford, Thompson of Red River, McCord, Roemer, De Bogory, Smith of Bas-

trop, Veatch, Davis of Grimes, Poage, Miller of Dallas, Williams of McLennan, Harris, Denton, Monday, Dodd, McCoy, Lindemann, Templeton, Laas, Moore.

The resolution was read second time. Mr. Cope moved to lay the resolution on the table subject to call.

Yeas and nays were demanded and the motion to table subject to call, prevailed by the following vote:

Yeas—79.

Bass.	Morris.
Beard.	Neill.
Beasley.	O'Banion.
Bedell.	Osborne.
Bell.	Parks.
Bertram.	Pillow.
Blackmon.	Poage.
Bledsoe.	Raiden.
Bryan.	Reeves.
Burton of Rusk.	Richards.
Carlock.	Rogers.
Cope.	Sackett.
Crudgington.	Sentell.
Davis of Dallas.	Schlesinger.
Davis of Harris.	Seawright.
Davis	Smith of Bastrop.
of Van Zandt.	Smith of Hopkins.
De Bogory.	Sneed.
Denton.	Stephens.
Dudley.	Stewart.
Fly.	Swope.
Ford.	Taylor.
Greenwood.	Terrell.
Haidusek.	Thomas.
Hardy.	Thomason
Henderson.	of El Paso.
Holaday.	Thomason
Holland.	of Nacogdoches.
Johnson of Ellis.	Thompson
Jones.	of Hunt.
Lacey.	Tilson.
Laney.	Tinner.
Lange.	Traylor.
McComb.	Upchurch.
McCord.	Vaughan.
McCoy.	Veatch.
McDowra.	White.
McFarland.	Williford.
McMillin.	Wilson.
Meador.	Woods.
Mendell.	Yantis.
Metcalf.	

Nays—34.

Atlee.	Dodd.
Bagby.	Dunnam.
Beason.	Harris.
Bland.	Johnson of Blanco.
Brown.	Kempen.
Burton of Tarrant.	Laas.
Canales.	Lackey.
Cates.	Lanier.
Cox of Ellis.	Lindemann.

Mathis.	Templeton.
Miller of Dallas.	Thompson
Monday.	of Red River.
Moore.	Tillotson.
Murrell.	Wahrmund.
Nordhaus.	Williams
Roemer.	of Brazoria.
Sallas.	Williams
Smith of Scurry.	of McLennan.
Spradley.	

Present—Not Voting.

Pope.

Absent.

Bennette.	Murphy.
Blackburn.	O'Brien.
Clark.	Robertson.
Cox of Bee.	Sholars.
Davis of Grimes.	Strayhorn.
Fairchild.	Valentine.
Hill.	

Absent—Excused.

Baker.	Lowe.
Butler.	Miller of Austin.
Cadenhead.	Peyton.
Estes.	Schlosshan.
Hudspeth.	Spencer.
King.	Walker.
Lee.	

REPORT OF CONFERENCE COMMITTEE ON SENATE BILL NO. 1.

Mr. Thomas called up for consideration at this time the report of the Free Conference Committee on Senate bill No. 1.

The Speaker laid the report before the House and it was read as follows:

Austin, Texas, March 21, 1918.

Hon. E. A. Decherd, President Pro Tem. of the Senate, and Hon. F. O. Fuller, Speaker of the House of Representatives.

Sirs: We, your Free Conference Committee on Senate bill No. 1, hereby beg leave to submit the following report:

First. Senate concurs in House amendments Nos. 1, 3, 4, 5, 7 and 8, which are as follows:

(1)

Article 2418. By striking out the words "having a paid up capital of not less than twenty-five thousand dollars."

(3)

Article 2424. By inserting after the clause "under the provisions of this chapter" the words "for six months."

(4)

Article 2425. By striking out the words "and in no instance more than fifty thousand dollars."

(5)

Article 2429. By striking out the words "fifty thousand dollars" and insert in place thereof the following: "the amount of deposit awarded it under the provisions of this act."

(7)

Amend Article 2435, page 7, line 18, after the word "drawn" by adding the following: "The State Depository Board is hereby authorized and empowered whenever there may be excess funds in the State Treasury for which there is no immediate use, to subscribe for such amount of United States Treasury certificates of indebtedness as their judgment may dictate, and the interest earned thereon shall be carried into the Treasury to the credit of the general revenue fund."

(8)

Amend Senate bill No. 1, page 7, line 23, by inserting after the words "United States" the words "or State."

Second. The House recedes from House amendments Nos. 2 and 6, which are as follows:

(2)

Article 2423. By striking out the words "not less than double the amount of State funds deposited in said bank" and insert in place thereof the following words: "one-fifth greater than the maximum amount of State funds said bank proposes to keep."

(6)

Article 2423. By striking out the words "or shall execute a bond signed by some surety company authorized to do business in Texas in an amount not less than double the amount of State funds deposited in said bank, said bond to be payable to the State Treasurer and to be in such form as may be provided by the depository board and subject to the approval of said board."

And the Free Conference Committee recommends adoption of the following substitute for amendments Nos. 2 and 6:

Amend the bill by adding after the period at the close of Article 2423 the following:

"Provided that a bond executed by any surety company may in its discre-

tion be rejected by the board whenever in the judgment of said board the same should be rejected, and the action of the board in rejecting said bond shall not be subject to revision."

PAGE,
LATTIMORE,
HOPKINS,
SUITER,
GIBSON,

On the part of the Senate.

THOMAS,
MILLER of Dallas,
BROWN,
DUDLEY,

On the part of the House.

On motion of Mr. Thomas, the report was adopted.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 21, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 63, A bill to be entitled "An Act to amend Chapter 6, Title 15 of the Penal Code of 1911 by adding thereto Article 1055a, making it a penal offense for any person to cause, encourage or contribute to the delinquency of any minor under the age of seventeen years, and declaring an emergency."

S. B. No. 60, A bill to be entitled "An Act to amend Article 1063, Title 15, Chapter 8, Revised Code of the State of Texas, 1911, defining rape, and declaring an emergency."

S. B. No. 48, A bill to be entitled "An Act declaring syphilis, gonorrhea and chancroid and hereinafter designated as venereal diseases, to be contagious, infectious, communicable and dangerous to public health; providing for and requiring reports to be made by physicians and others in all cases of such diseases; requiring patients affected with venereal disease to give information thereof; requiring city, county and local health officers to ascertain the existence of such diseases and the source of infection; providing for the protection of others from infection from such diseases; providing the condition under which the name of the patient is required to be reported; requiring druggists to keep a record of sales of drugs for venereal diseases; prohibiting any person from knowingly exposing another to infection from venereal diseases; providing for the giving of cer-

tain certificates of freedom from such diseases; providing that the records and all information concerning the persons infected with such diseases shall be kept secret from the public; providing for penalty for violations of this act; investing the State, county and local health officers with all authority now provided for the enforcement of quarantine regulations to enforce the provisions of this act, and declaring an emergency."

The Senate refuses to concur in House amendments to Senate bill No. 26 and request the appointment of a free conference committee. The following have been elected on the part of the Senate: Bee, Lattimore, Decherd, McNealus and Faust.

Respectfully,

J. B. BENNETT,

Assistant Secretary of the Senate.

SENATE BILL NO. 30 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 30, A bill to be entitled "An Act to better provide for the location, establishment and construction of the hospital at Rusk, Texas, for the care, treatment and support of insane persons of African race or descent, etc., and declaring an emergency."

The bill was read third time and was passed.

SENATE BILL NO. 36 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 36, A bill to be entitled "An Act to amend Article 5376, Revised Civil Statutes of 1911, and to repeal Article 5379 of the same statute, both relating to the delivery of patents, and declaring an emergency."

The bill was read third time and was passed.

(Mr. Pope in the chair.)

SENATE BILL NO. 46 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 46, A bill to be entitled "An Act to provide for the creation of corporations to prevent the pollution of streams and to that end empowering such corporations to gather, impound and store water containing salt or other substances produced in the drilling or operation of oil wells or other wells; and authorizing such corporations to

charge reasonable rates for service; and prohibiting discrimination between patrons; and conferring upon such corporations the power of condemnation of necessary land and rights; authorizing corporations interested in the proper disposition of such waters to subscribe for, own and vote stock in corporations created hereunder, and declaring an emergency."

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—107.

Atlee.	McCoy.
Bagby.	McDowra.
Bass.	McFarland.
Beard.	McMillin.
Beasley.	Mathis.
Beason.	Meador.
Bedell.	Mendell.
Bell.	Metcalf.
Blackburn.	Miller of Dallas.
Blackmon.	Monday.
Bland.	Murphy.
Brown.	Murrell.
Bryan.	Nordhaus.
Burton of Rusk.	O'Banion.
Burton of Tarrant.	Osborne.
Canales.	Parks.
Carlock.	Pillow.
Cates.	Poage.
Cope.	Pope.
Crudgington.	Raiden.
Davis of Dallas.	Reeves.
Davis of Harris.	Roemer.
Davis	Rogers.
of Van Zandt.	Sackett.
Denton.	Sallas.
Dodd.	Sentell.
Dudley.	Schlesinger.
Dunnam.	Seawright.
Fairchild.	Smith of Bastrop.
Fly.	Smith of Hopkins.
Ford.	Smith of Scurry.
Greenwood.	Spradley.
Haidusek.	Sneed.
Hardey.	Stephens.
Harris.	Stewart.
Henderson.	Swope.
Hill.	Taylor.
Holaday.	Templeton.
Holland.	Terrell.
Johnson of Blanco.	Thomas.
Johnson of Ellis.	Thomason
Kempen.	of El Paso.
Laas.	Thomason
Lacey.	of Nacogdoches.
Lackey.	Thompson
Lange.	of Hunt.
Lanier.	Thompson
Lindemann.	of Red River.
McComb.	Tillotson.
McCord.	Traylor.

Upchurch.	Williams
Vaughan.	of McLennan.
Veatch.	Williford.
Wahrmund.	Wilson.
White.	Woods.
Williams	Yantis.
of Brazoria.	

Nays—1.

Moore.

Present—Not Voting.

Neill.

Absent.

Bennette.	Morris.
Bertram.	O'Brien.
Bledsoe.	Richards.
Clark.	Robertson.
Cox of Bee.	Sholars.
Cox of Ellis.	Strayhorn.
Davis of Grimes.	Tilson.
De Bogory.	Tinner.
Jones.	Valentine.
Laney.	

Absent—Excused.

Baker.	Lowe.
Butler.	Miller of Austin.
Cadenhead.	Peyton.
Estes.	Schlosshan.
Hudspeth.	Spencer.
King.	Walker.
Lee.	

SENATE BILLS ON FIRST READING.

The following Senate bills were laid before the House, read first time and referred to appropriate committees as follows:

Senate bill No. 48, to Committee on Public Health.

Senate bills Nos. 60 and 63, to Committee on Criminal Jurisprudence.

SENATE BILL NO. 55 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 55 A bill to be entitled "An Act conferring upon the Railroad Commission of Texas the power to require persons, firms, corporations and receivers, owning or operating railroads within the State of Texas, to arrange or rearrange or relocate their railroad tracks and depot buildings at stations when and where the safety of the public may require such arrangements or rearrangement; providing procedure for such requirements, and declaring an emergency."

The bill was read third time.

Mr. Fairchild offered the following amendment to the bill:

Amend S. B. No. 55, by adding Section 2a, page 1: "That the provisions of this bill shall not be applicable to cities of 50,000 or more, and all laws and parts of laws in conflict with the provisions of this act are hereby repealed."

The amendment was lost.

Mr. Fairchild moved to reconsider the vote by which the amendment was lost.

Mr. Thomas moved to table the motion, and the motion to table was lost.

The motion to reconsider prevailed.

Question—Shall the amendment by Mr. Fairchild be adopted?

HOUSE BILL NO. 170 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 170, A bill to be entitled "An Act to amend Section 1 of House bill No. 95, Chapter 38, pages 392, 393, 394 and 395, of the published laws enacted by the Thirty-fifth Legislature at its First Called Session, creating the Milano Independent School District, revising the metes and bounds of said district, including certain territory therefrom, and declaring an emergency."

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—99.

Atlee.	Dunnam.
Bagby.	Fairchild.
Beard.	Fly.
Beasley.	Ford.
Beason.	Haidusek.
Bedell.	Hardey.
Bell.	Henderson.
Bertram.	Holaday.
Blackburn.	Johnson of Blanco.
Blackmon.	Johnson of Ellis.
Bland.	Kempen.
Bledsoe.	Laas.
Bryan.	Lacey.
Burton of Rusk.	Lackey.
Burton of Tarrant.	Laney.
Canales.	Lange.
Carlock.	Lanier.
Cates.	Lindemann.
Cope.	McComb.
Cox of Bee.	McCord.
Crudgington.	McCoy.
Davis of Dallas.	McDowra.
Davis of Harris.	McFarland.
Davis	McMillin.
of Van Zandt.	Mathis.
De Bogory.	Meador.
Denton.	Mendell.
Dodd.	Metcalfe.
Dudley.	Miller of Dallas.

Monday.	Stephens.
Murphy.	Stewart.
Murrell.	Swope.
Neill.	Templeton.
Nordhaus.	Terrell.
O'Banion.	Thomas.
Osborne.	Thomason
Parks.	of El Paso.
Pillow.	Thompson
Poage.	of Hunt.
Pope.	Tillotson.
Reeves.	Tinner.
Roemer.	Traylor.
Rogers.	Upchurch.
Sackett.	Vaughan.
Sallas.	Veatch.
Sentell.	Wahrmund.
Seawright.	Williams
Smith of Bastrop.	of Brazoria.
Smith of Hopkins.	Williford.
Smith of Scurry.	Wilson.
Spradley.	Woods.
Sneed.	Yantis.

Nays—1.

Moore.

Absent.

Bass.	Robertson.
Bennette.	Schlesinger.
Brown.	Sholars.
Clark.	Strayhorn.
Cox of Ellis.	Taylor.
Davis of Grimes.	Thomason
Greenwood.	of Nacogdoches.
Harris.	Thompson
Hill.	of Red River.
Holland.	Tilson.
Jones.	Valentine.
Morris.	White.
O'Brien.	Williams
Raiden.	of McLennan.
Richards.	

Absent—Excused.

Baker.	Lowe.
Butler.	Miller of Austin.
Cadenhead.	Peyton.
Estes.	Schlosshan.
Hudspeth.	Spencer.
King.	Walker.
Lee.	

SENATE BILL NO. 72 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 72, A bill to be entitled "An Act to amend an act to reorganize the Twenty-seventh and Thirty-fifth Judicial Districts of the State of Texas, and to fix the time for holding court therein as passed by the Thirty-third Legislature, Chapter 61; and to fix the time for holding court in the counties

of the Twenty-seventh Judicial District, and to repeal all laws and parts of laws to conflict therewith, and declaring an emergency."

The bill was read third time.

Mr. Dunnam offered the following amendment to the bill:

Amend S. B. No. 72, by adding after the last word in Section 1, the following: "Provided this act shall not go into effect until the first Monday in June, A. D. 1918, upon which date it shall be in full force and effect."

Signed—Dunnam, Butler.

The amendment was adopted.

The Clerk was directed to call the roll, and Senate bill No. 72 was passed by the following vote:

Yeas—96.

Atlee.	Laney.
Bagby.	Lange.
Beard.	Lanier.
Beasley.	Lindemann.
Beason.	McComb.
Bedell.	McCord.
Bell.	McCoy.
Bertram.	McDowra.
Blackburn.	McFarland.
Blackmon.	McMillin.
Bland.	Mathis.
Brown.	Meador.
Bryan.	Mendell.
Burton of Rusk.	Metcalfe.
Burton of Tarrant.	Miller of Dallas.
Canales.	Murphy.
Carlock.	Murrell.
Cates.	Neill.
Clark.	Nordhaus.
Cope.	Osborne.
Cox of Bee.	Parks.
Crudginton.	Pillow.
Davis of Dallas.	Poage.
Davis of Harris.	Pope.
Davis	Reeves.
of Van Zandt.	Rogers.
De Bogory.	Sackett.
Denton.	Sentell.
Dodd.	Seawright.
Dudley.	Smith of Bastrop.
Dunnam.	Smith of Hopkins.
Fairchild.	Smith of Scurry.
Fly.	Spradley.
Ford.	Sneed.
Greenwood.	Stephens.
Hardey.	Stewart.
Harris.	Templeton.
Henderson.	Terrell.
Holaday.	Thomas.
Holland.	Thompson
Johnson of Ellis.	of Hunt.
Jones.	Tillotson.
Kempen.	Tilson.
Laas.	Tinner.
Lackey.	Traylor.

Vaughan.	Williford.
Veatch.	Wilson.
Wahrmund.	Woods.
Williams	Yantis.
of Brazoria.	

Present—Not Voting.

O'Banion.

Absent.

Bass.	Sallas.
Bennette.	Schlesinger.
Bledsoe.	Sholars.
Cox of Ellis.	Strayhorn.
Davis of Grimes.	Swope.
Haidusek.	Taylor.
Hill.	Thomason
Johnson of Blanco.	of El Paso.
Lacey.	Thomason
Monday.	of Nacogdoches.
Moore.	Thompson
Morris.	of Red River.
O'Brien.	Upchurch.
Raiden.	Valentine.
Richards.	White.
Robertson.	Williams
Roemer.	of McLennan.

Absent-Excused.

Baker.	Lowe.
Butler.	Miller of Austin.
Cadenhead.	Peyton.
Estes.	Schlosshan.
Hudspeth.	Spencer.
King.	Walker.
Lee.	

Mr. Cope moved a call of the House for the purpose of maintaining a quorum pending consideration of local bills, and the call was duly seconded.

The Speaker then directed the Door-keeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without a written permission from the Speaker.

On motion of Mr. Cope, the Sergeant-at-Arms was instructed to bring in the absentees.

(Speaker in the chair.)

SENATE BILL NO. 86 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 86, A bill to be entitled "An Act creating and establishing the Winnie Independent School District in the counties of Chambers and Jefferson, State of Texas; defining its boundaries

and divesting the bodies now controlling the same of the title of all property now held and used for public school purposes within the territory within this act described and investing the same in the Winnie Independent School District; providing for the election of a board of trustees to manage and control the public free schools within said district; authorizing said district to issue bonds, and to assume the outstanding indebtedness against any of the common school districts affected by this act; and investing the said district with the rights, powers and privileges and duties of a town and village incorporated for free school purposes only under the general laws, and declaring an emergency."

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—103.

Mr. Speaker.	Jones.
Atlee.	Kempen.
Bagby.	Laas.
Beard.	Lackey.
Beasley.	Laney.
Beason.	Lange.
Bedell.	Lanier.
Bell.	Lindemann.
Bertram.	McComb.
Blackburn.	McCord.
Blackmon.	McCoy.
Bland.	McDowra.
Brown.	McFarland.
Bryan.	McMillin.
Burton of Rusk.	Mathis.
Burton of Tarrant.	Meador.
Canales.	Mendell.
Carlock.	Metcalf.
Cates.	Miller of Dallas.
Clark.	Monday.
Cope.	Moore.
Cox of Bee.	Murphy.
Crudgington.	Murrell.
Davis of Dallas.	Neill.
Davis of Harris.	Nordhaus.
Davis	Osborne.
of Van Zandt.	Parks.
De Bogory.	Pillow.
Denton.	Poage.
Dodd.	Pope.
Dudley.	Reeves.
Dunnam.	Richards.
Fairchild.	Rogers.
Fly.	Sackett.
Ford.	Sallas.
Hardey.	Sentell.
Harris.	Seawright.
Henderson.	Smith of Bastrop.
Holaday.	Smith of Hopkins.
Holland.	Smith of Scurry.
Johnson of Ellis.	Spradley.

Sneed.	Traylor.
Stephens.	Vaughan.
Stewart.	Veatch.
Swope.	Wahrmund.
Taylor.	Williams
Templeton.	of Brazoria.
Terrell.	Williams
Thomas.	of McLennan.
Thompson	Williford.
of Hunt.	Wilson.
Tillotson.	Woods.
Tilson.	Yantis.
Tinner.	

Present—Not Voting.

O'Banion.

Absent.

Bass.	Roemer.
Bennette.	Schlesinger.
Bledsoe.	Sholars.
Cox of Ellis.	Strayhorn.
Davis of Grimes.	Thomason
Greenwood.	of El Paso.
Haidusek.	Thomason
Hill.	of Nacogdoches.
Johnson of Blanco.	Thompson
Lacey.	of Red River.
Morris.	Upchurch.
O'Brien.	Valentine.
Raiden.	White.
Robertson.	

Absent—Excused.

Baker.	Lowe.
Butler.	Miller of Austin.
Cadenhead.	Peyton.
Estes.	Schlosshan.
Hudspeth.	Spencer.
King.	Walker.
Lee.	

SENATE BILL NO. 102 ON THIRD
READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 102, A bill to be entitled "An Act enlarging and establishing the Jarrell Independent School District, Jarrell, Williamson county, Texas, and declaring an emergency."

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—100.

Mr. Speaker.	Bell.
Atlee.	Blackburn.
Bagby.	Blackmon.
Beard.	Bland.
Beasley.	Bledsoe.
Beason.	Brown.
Bedell.	Bryan.

Burton of Rusk.	Miller of Dallas.
Burton of Tarrant.	Monday.
Canales.	Murphy.
Carlock.	Murrell.
Cates.	Neill.
Clark.	Nordhaus.
Cope.	Osborne.
Cox of Bee.	Parks.
Crudgington.	Pillow.
Davis of Dallas.	Poage.
Davis of Harris.	Pope.
Davis	Reeves.
of Van Zandt.	Richards.
De Bogory.	Rogers.
Denton.	Sackett.
Dodd.	Sentell.
Dudley.	Seawright.
Dunnam.	Smith of Bastrop.
Fairchild.	Smith of Hopkins.
Fly.	Smith of Scurry.
Ford.	Spradley.
Greenwood.	Sneed.
Hardey.	Stephens.
Harris.	Stewart.
Henderson.	Swope.
Holaday.	Templeton.
Holland.	Terrell.
Johnson of Ellis.	Thomas.
Jones.	Thompson
Kempen.	of Hunt.
Laas.	Tillotson.
Lackey.	Tilson.
Laney.	Tinner.
Lange.	Traylor.
Lanier.	Vaughan.
Lindemann.	Veatch.
McComb.	Wahrmund.
McCord.	Williams
McCoy.	of Brazoria.
McDowra.	Williams
McFarland.	of McLennan.
McMillin.	Williford.
Mathis.	Wilson.
Meador.	Woods.
Mendell.	Yantis.
Metcalfe.	

Present—Not Voting.

O'Banion.

Absent.

Bass.	Sallas.
Bennette.	Schlesinger.
Bertram.	Sholars.
Cox of Ellis.	Strayhorn.
Davis of Grimes.	Taylor.
Haidusek.	Thomason
Hill.	of El Paso.
Johnson of Blanco.	Thomason
Lacey.	of Nacogdoches.
Moore.	Thompson
Morris.	of Red River.
O'Brien.	Upchurch.
Raiden.	Valentine.
Robertson.	White.
Roemer.	

Absent—Excused.

Baker.	Lowe.
Butler.	Miller of Austin.
Cadenhead.	Peyton.
Estes.	Schlosshan.
Hudspeth.	Spencer.
King.	Walker.
Lee.	

BILLS ORDERED NOT PRINTED.

On motion of Mr. Crudgington, it was ordered that House bill No. 181 be not printed.

On motion of Mr. Miller of Dallas, it was ordered that Senate bill No. 108 be not printed.

SENATE BILL NO. 77 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 77, A bill to be entitled "An Act to make additional appropriations for the support and maintenance of the State Orphan Home for the remainder of the fiscal year ending August 31, 1918, and the fiscal year ending August 31, 1919, and declaring an emergency."

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—98.

Mr. Speaker.	Dudley.
Atlee.	Dunnam.
Bagby.	Fairchild.
Beard.	Fly.
Beasley.	Ford.
Beason.	Greenwood.
Bell.	Hardey.
Blackburn.	Harris.
Blackmon.	Henderson.
Bland.	Holaday.
Bledsoe.	Holland.
Brown.	Johnson of Blanco.
Bryan.	Johnson of Ellis.
Burton of Rusk.	Kempen.
Burton of Tarrant.	Laas.
Canales.	Laney.
Carlock.	Lange.
Cates.	Lanier.
Clark.	Lindemann.
Cope.	McComb.
Cox of Bee.	McCord.
Crudgington.	McCoy.
Davis of Dallas.	McDowra.
Davis of Harris.	McFarland.
Davis	McMillin.
of Van Zandt.	Meador.
De Bogory.	Mendell.
Denton.	Metcalfe.
Dodd.	Miller of Dallas.

Monday.	Swope.
Murphy.	Templeton.
Murrell.	Terrell.
Neill.	Thomas.
Nordhaus.	Thomason
Osborne.	of Nacogdoches.
Parks.	Thompson
Pillow.	of Hunt.
Poage.	Tillotson.
Pope.	Tilson.
Reeves.	Tinner.
Richards.	Traylor.
Rogers.	Vaughan.
Sackett.	Veatch.
Sentell.	Williams
Seawright.	of Brazoria.
Smith of Bastrop.	Williams
Smith of Hopkins.	of McLennan.
Smith of Scurry.	Williford.
Spradley.	Wilson.
Sneed.	Woods.
Stephens.	Yantis.
Stewart.	

Present—Not Voting.

O'Banion.

Absent.

Bass.	Robertson.
Bedell.	Roemer.
Bennette.	Sallas.
Bertram.	Schlesinger.
Cox of Ellis.	Sholars.
Davis of Grimes.	Strayhorn.
Haidusek.	Taylor.
Hill.	Thomason
Jones.	of El Paso.
Lacey.	Thompson
Lackey.	of Red River.
Mathis.	Upchurch.
Moore.	Valentine.
Morris.	Wahrmond.
O'Brien.	White.
Raiden.	

Absent—Excused.

Baker.	Lowe.
Butler.	Miller of Austin.
Cadenhead.	Peyton.
Estes.	Schlosshan.
Hudspeth.	Spencer.
King.	Walker.
Lee.	

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 21, 1918.

Hon. F. O. Fuller, Speaker of the House
of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate requests the House for a conference committee on House bill No. 110. The following have been elected on the part of

Senate: Senators Dean, Page, Bailey, McNealus and Hopkins, with instructions to recede from the Senate committee amendment.

Respectfully,
RALPH SOAPE,
Secretary of the Senate.

SENATE BILL NO. 61 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, S. B. No. 61, A bill to be entitled "An Act authorizing the Board of Nurse Examiners for the State of Texas to employ not less than three lecturers from among the registered nurses of the State to visit the different high schools, colleges and universities of the State, those supported by public as well as private funds, to arouse a greater interest among young women in the profession of nursing, with the view of securing volunteers for this work, authorizing said board to fix the salary and compensation of said lecturers and term of their service, and providing for the payment of their compensation and expense from fees accumulated and now in the possession of or under the control of said board, and declaring an emergency."

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—93.

Mr. Speaker.	Denton.
Atlee.	Dodd.
Bagby.	Dudley.
Beard.	Dunnam.
Beasley.	Fairchild.
Beason.	Fly.
Bell.	Ford.
Blackburn.	Greenwood.
Blackmon.	Hardey.
Bland.	Harris.
Bledsoe.	Henderson.
Brown.	Holaday.
Bryan.	Holland.
Burton of Rusk.	Johnson of Ellis.
Burton of Tarrant.	Kempen.
Canales.	Laas.
Carlock.	Laney.
Cates.	Lange.
Clark.	Lanier.
Cope.	Lindemann.
Cox of Bee.	McComb.
Crudgington.	McCord.
Davis of Dallas.	McCoy.
Davis of Harris.	McDowra.
Davis	McFarland.
of Van Zandt.	McMillin.
De Bogory.	Meador.

31—H

Mendell.	Stewart.
Metcalfe.	Swope.
Miller of Dallas.	Templeton.
Monday.	Terrell.
Murphy.	Thomas.
Murrell.	Thomason
Neill.	of Nacogdoches.
Nordhaus.	Thompson
Osborne.	of Hunt.
Parks.	Tillotson.
Pillow.	Tilson.
Poage.	Tinner.
Pope.	Traylor.
Reeves.	Vaughan.
Richards.	Veatch.
Rogers.	Wahrmund.
Sackett.	Williams
Sentell.	of Brazoria.
Seawright.	Williams
Smith of Bastrop.	of McLennan.
Smith of Hopkins.	Williford.
Smith of Scurry.	Wilson.
Spradley.	Woods.
Sneed.	Yantis.
Stephens.	

Present—Not Voting.

O'Banion.

Absent.

Bass.	Raiden.
Bedell.	Robertson.
Bennette.	Roemer.
Bertram.	Sallas.
Cox of Ellis.	Schlesinger.
Davis of Grimes.	Sholars.
Haidusek.	Strayhorn.
Hill.	Taylor.
Johnson of Blanco.	Thomason
Jones.	of El Paso.
Lacey.	Thompson
Lackey.	of Red River.
Mathis.	Upchurch.
Moore.	Valentine.
Morris.	White.
O'Brien.	

Absent—Excused.

Baker.	Lowe.
Butler.	Miller of Austin.
Cadenhead.	Peyton.
Estes.	Schlosshan.
Hudspeth.	Spencer.
King.	Walker.
Lee.	

HOUSE BILL NO. 149 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, H. B. No. 149, A bill to be entitled "An Act to authorize persons, associations of persons, corporations and districts to conserve the fresh waters of streams for irrigation against pollution by salt sea tides."

The bill was read third time and was passed.

Mr. Cope moved to reconsider the vote by which House bill No. 149 was passed and asked to have the motion to reconsider spread on the Journal.

CONFERENCE COMMITTEE ON HOUSE BILL NO. 110.

Mr. Cope called up for consideration at this time the request of the Senate for a conference committee on House bill No. 110.

The Speaker laid the request before the House.

On motion of Mr. Cope, the request was granted.

In accordance with above action, the Speaker announced the appointment of the following conference committee on the part of the House:

Messrs. Bledsoe, Mathis, Cope, De Bogory and Thomason of El Paso.

SENATE BILL NO. 55 ON FINAL PASSAGE.

The House resumed consideration of unfinished business, same being Senate bill No. 55, relating to the removal of tracks and depot buildings by railroad companies, on its final passage, with amendment by Mr. Fairchild pending.

Mr. Pillow offered the following amendment to the amendment:

Amend the amendment by striking out the words and figures "50,000" wherever they appear in the amendment and insert the words and figures "30,000 or more."

The amendment to the amendment was lost.

Mr. Holland moved the previous question on the pending amendment and the final passage of the bill and the main question was ordered.

Question first recurring on the pending amendment by Mr. Fairchild, it was lost.

Mr. Fairchild moved to reconsider the vote by which the previous question was ordered and the motion to reconsider was lost.

Question next recurring on the final passage of the bill, yeas and nays were demanded.

Senate bill No. 55 was passed by the following vote:

Yeas—60.

Mr. Speaker.	Beasley.
Atlee.	Beason.
Bagby.	Bell.

Blackmon.	Nordhaus.
Bledsoe.	Parks.
Bryan.	Pillow.
Canales.	Poage.
Crudgington.	Pope.
Davis of Dallas.	Rogers.
Davis of Harris.	Sackett.
Davis	Sentell.
of Van Zandt.	Smith of Bastrop.
De Bogory.	Smith of Hopkins.
Denton.	Smith of Scurry.
Dudley.	Spradley.
Fly.	Sneed.
Ford.	Swope.
Greenwood.	Terrell.
Harris.	Thomas.
Holland.	Thomason
Johnson of Ellis.	of El Paso.
Laney.	Thompson
Lange.	of Hunt.
McComb.	Tillotson.
McCoy.	Vaughan.
McDowra.	Williams
McFarland.	of Brazoria.
Mendell.	Williams
Metcalfe.	of McLennan.
Miller of Dallas.	Wilson.
Monday.	Woods.
Murphy.	Yantis.
Neill.	

Nays—35.

Beard.	Lindemann.
Bertram.	McCord.
Blackburn.	McMillin.
Bland.	Meador.
Brown.	O'Banion.
Burton of Rusk.	Osborne.
Burton of Tarrant.	Reeves.
Clark.	Roemer.
Cope.	Seawright.
Cox of Bee.	Stewart.
Dodd.	Thomason
Dunnam.	of Nacogdoches.
Fairchild.	Thompson
Hardey.	of Red River.
Henderson.	Tinner.
Holaday.	Traylor.
Kempen.	Veatch.
Laas.	Williford.
Lanier.	

Present—Not Voting.

Templeton.	Tilson.
	Absent.

Bass.	Jones.
Bedell.	Lacey.
Bennette.	Lackey.
Carlock.	Mathis.
Cates.	Moore.
Cox of Ellis.	Morris.
Davis of Grimes.	Murrell.
Haidusek.	O'Brien.
Hill.	Raiden.
Johnson of Blanco.	Richards.

Robertson.	Taylor.
Sallas.	Upchurch.
Schlesinger.	Valentine.
Sholars.	Wahrmund.
Stephens.	White.
Strayhorn.	

Absent—Excused.

Baker.	Lowe.
Butler.	Miller of Austin.
Cadenhead.	Peyton.
Estes.	Schlosshan.
Hudspeth.	Spencer.
King.	Walker.
Lee.	

Mr. Thomas moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.
(Speaker in the chair.)

CONFERENCE COMMITTEE ON SENATE BILL NO. 26.

Mr. Johnson of Ellis called up for consideration at this time the request of the Senate for a Free Conference Committee on Senate bill No. 26.

The Speaker laid the request of the Senate before the House.

On motion of Mr. Johnson of Ellis the request of the Senate was granted.

In accordance with the above action, the Speaker announced the appointment of the following Free Conference Committee on the part of the House:

Messrs. Thomason of Nacogdoches, Johnson of Ellis, Terrell, Hardey and Fairchild.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 21, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate concurs in House amendments to Senate bill No. 27.

The Senate has adopted the Free Conference Committee report on Senate bill No. 1.

Respectfully,
J. B. BENNETT,

Assistant Secretary of the Senate.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time and referred to the appropriate committees, as follows:

By Mr. Lange and Mr. Nordhaus:

H. B. No. 179, A bill to be entitled "An Act to prohibit any person other than the lawful owner or owners to use, traffic in, purchase, sell, convert, mutilate, or destroy or to refuse to return to such owners any milk cans, milk bottles, milk jars, butter boxes, ice cream cans, or ice cream tubs branded or stamped by, or bearing the private mark of such owner."

Referred to Committee on Criminal Jurisprudence.

By Mr. Mendell:

H. B. No. 180, A bill to be entitled "An Act making it the duty of the Secretary of State to examine and consider applications for refund for permit fee and franchise taxes paid by foreign corporations, under protest, against the constitutionality of the permit fee and franchise tax acts of the State of Texas recently held void by the Supreme Court of the United States; defining the duties of the Secretary of State with reference to this matter, and regulating the method of approving and registering these claims; authorizing suits to be brought against the Secretary of State in his official capacity in any district court of Travis county for the establishment and allowance of any claim rejected by the Secretary of State; regulating such suit and prescribing the duties of the Secretary of State in the event of a final judgment establishing and claim; prescribing the period of time within which such claims must be presented to the Secretary of State and within which suits must be filed on rejected claims and fixing a period of limitation when such claims shall be void, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Crudgington:

H. B. No. 181, A bill to be entitled "An Act to amend Section 2 of an act passed by the First Called Session of the Thirty-first Legislature, Chapter 8, Special Laws, entitled 'An Act to authorize, enable and permit the territory situated within the bounds of the city of Amarillo, in the county of Potter and State of Texas, and other land and territory adjacent thereto in Potter county, to incorporate as an independent school district for free school purposes only, to be known as the Amarillo Independent School District, etc., and declaring an emergency.'"

Referred to Committee on Education.

By Mr. Mathis, Mr. Bagby and Mr. Bledsoe:

H. B. No. 182, A bill to be entitled "An Act making it the duty of the sheriffs, constables and their deputies, the policemen and all other peace officers of the State to assist the officers of the United States whose duty it is to enforce the provisions of an act of Congress entitled 'An Act to prohibit the manufacture, distribution, storage, use and possession in time of war of explosives, providing regulations for the sale, manufacture, distribution, storage, use and possession of the same, and for other purposes; and making it the duty of said peace officers to report to the proper officers of the United States any fact or circumstances showing or indicating a violation of said act; providing a punishment for the failure of any such peace officer to discharge the duties imposed by the provisions of this act; providing change of venue, and declaring an emergency.'"

Referred to Committee on Reforms in Criminal Procedure.

BILLS SIGNED BY THE SPEAKER.

The Speaker signed in the presence of the House today, after giving due notice thereof, and their captions had been read severally, the following enrolled bills:

H. B. No. 70, "An Act to amend Chapter 88, Acts of the Regular Session of the Thirty-fifth Legislature, providing a more adequate system of laws relating to irrigation and by adding thereto after Section 61, Section 61a, and by adding thereto after Section 64, Sections 64a and 64b, providing for the entry of decisions, orders and fixing of rates by the board for furnishing water and permitting persons, firms, and corporations interested therein to file proceedings in the district court of Travis county, Texas, for a review and revision of rates, fixing the burden of proof in such proceedings, and declaring an emergency."

H. B. No. 108, "An Act to amend Section 9 of Chapter 17, Special Laws, passed at the First Called Session of the Thirty-third Legislature, entitled 'San Patricio County Road System—Creating,' authorizing said county or any political subdivision or defined district thereof to issue bonds not exceeding forty years from the date of issuance, with such options of redemption as may be fixed by the commissioners court, or to issue such bonds to mature serially in approximately equal portions every year for not exceeding forty years, and declaring an emergency."

H. B. No. 119, "An Act to validate the sale of certain public domain made by the State on February 21, 1907, and declaring an emergency."

H. B. No. 120, "An Act granting the State Superintendent of Public Instruction authority to extend teachers' certificates, naming the condition under which they may be extended, and declaring an emergency."

H. B. No. 141, "An Act to further regulate the conducting of fish hatcheries and the propagation of fish in this State by amending Article 4000 of the Revised Civil Statutes of this State, 1911, as amended by Chapter 146 of the Acts of the Thirty-third Legislature, providing for the distribution by the State fish hatcheries of fish to private persons, providing that the Game, Fish and Oyster Commissioner of the State of Texas as well as the United States Commissions of Fisheries, or their duly authorized agents, may take or catch brood fish from the public fresh waters of this State for the purpose of propagation, etc.; providing a penalty for violation of this statute, and declaring an emergency."

H. B. No. 155, "An Act to amend Section 2 of House bill No. 525, enacted by the Thirty-fifth Legislature of the Regular Session, creating the Nixon Independent School District and as amended by Section 1, House bill No. 89, Thirty-fifth Legislature, First Called Session, revising metes and bounds of said district, and declaring an emergency."

S. B. No. 66, "An Act to amend Section 14 Chapter 87, Acts of the Thirty-fifth Legislature, Regular Session of 1917, relating to the appointment of a tax assessor and collector of water improvement districts; providing that such tax assessors and collectors may be appointed by the directors or may be elected at an election called for that purpose; providing for the selection, qualification, bond, compensation and duties of tax assessors and collectors of water improvement districts, and declaring an emergency."

S. B. No. 67, "An Act to amend Article 2825, Chapter 4, Title 47, of the Revised Civil Statutes of Texas, 1911, relating to the qualifications of drainage district commissioners; providing for appointment of such commissioners and their qualifications, compensation, terms of office, providing for their election instead of appointment upon petition of voters, and providing the duties of such officers, and declaring an emergency."

S. B. No. 10, "An Act authorizing the

creation and establishment of water control and preservation districts for the control and preservation of the purity of the waters of rivers, creeks, bayous, lakes, canals, streams or other waters, for irrigation or in aid thereof, by the prevention of the inflow of salt water or other deleterious substances; the changing of said waters from salt to fresh water and the impounding of fresh water; empowering such districts to erect, construct, maintain, repair and reconstruct dams, bulkheads, jetties, locks, gates or any other character of improvements necessary to the accomplishment of said purposes, or any of them; creating boards of water control and preservation where the lands embraced in such districts lie in two or more counties, or parts of counties, and defining the powers of such boards of water control and preservation; providing for the method of establishment of such districts; authorizing the ordering and holding of elections for the purpose of voting on the establishment of such districts, and the issuance of bonds and levy of tax in payment for such improvements and the levying and collecting of taxes for payment of such bonds; and interest thereon; authorizing the appointment of directors of such water control and preservation districts, and defining their duties and powers; granting the right of eminent domain to such water control and preservation districts, authorizing the directors of such districts to acquire by purchase, gift or grant, for such district, title to any right of way and other property necessary for the purposes of such districts; granting a right of way over all public lands in the State necessary to effectuate the purposes of such district; authorizing the conveyance of any property acquired to the United States for certain purposes; authorizing the directors to employ an engineer, manager and other employes, to employ counsel, to enter into contract for such improvements; to agree or co-operate with the government of the United States, the proper department or officer thereof, for the carrying out of such improvements of the supervision of same, and for all things necessary for the maintenance of such districts according to the provisions of this act; providing for entering upon lands for surveys and for all purposes of this act, and providing for penalties for preventing or prohibiting such entry upon lands; providing for the selection of depositories; authorize the di-

rectors to issue bonds in amount sufficient to cover the cost of the proposed improvements, the expenses incident thereto and expenses necessarily incurred in connection with the creation and establishment of such districts, the amount of said bonds not to exceed the amount authorized by the election; requiring the directors to levy a tax upon all taxable property within the district to pay the interest on such bonds, together with an additional amount to be placed in a sinking fund sufficient to pay the bonds at maturity; to levy and cause to be assessed taxes sufficient in amount to pay for the expense of assessing and collecting such taxes, for the expenses incident to the maintenance of the district and for the maintenance, operation and repair of such improvements; requiring the commissioners court of the county or counties within which the district is situated to order the county tax assessor to assess all property within such district, lying within the county, and list the same for taxation; providing the method of assessment and a penalty for the failure of any tax assessor to comply with the order of the commissioners court to so assess; providing the remedy by mandamus in the event any commissioners court should fail or refuse to order the county tax assessor to assess said property; requiring the tax collector of the county in which such district is situated to collect the taxes for said district within his county; providing for the commissioners court to require an additional bond or security from such tax collectors; providing for the method of collecting the taxes, the bringing of suits for collection of delinquent taxes and the enforcement of tax liens created by this act; providing penalties for failure or refusal of tax collectors to give additional bond or security or to collect the taxes; providing when taxes shall mature and be paid and penalties for failure to pay same within the required time; providing for reports by district depositories and by board of directors; providing for the filing of suits to establish the validity of such districts and of the bonds; fixing the venue and procedure in such actions and the effect of such judgments; providing for the registration of the bonds of such districts by the Comptroller of the State; providing for the sale of such bonds; prohibiting suit brought in any court of the State contesting or enjoining the valid-

ity of the formation of any district or the bonds except in the name of the State of the State of Texas by the Attorney General upon his own motion or upon the motion of any party affected thereby; providing the method of paying out funds of said district; providing for two or more districts undertaking joint projects; providing generally a complete system for the establishment of such districts and the government of same; authorizing the directors to invest the sinking fund, and declaring such districts defined districts within the meaning of the Constitution, repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

ADJOURNMENT.

On motion of Mr. Fly, the House, at 6 o'clock p. m., adjourned until 9:30 o'clock a. m. tomorrow.

APPENDIX.

REPORTS OF COMMITTEE ON CRIMINAL JURISPRUDENCE.

Committee Room,
Austin, Texas, March 21, 1918.
Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Criminal Jurisprudence, to whom was referred Senate bill No. 60, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass.

MURPHY, Acting Chairman.

Committee Room,
Austin, Texas, March 21, 1918.
Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Criminal Jurisprudence, to whom was referred Senate bill No. 63, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass.

MURPHY, Acting Chairman.

REPORT OF COMMITTEE ON FEDERAL RELATIONS.

Committee Room,
Austin, Texas, March 21, 1918.
Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Federal Relations, to whom was referred Senate

bill No. 85, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass, and be not printed. Mr. Smith of Hopkins has been appointed to make a full report thereon.

DUDLEY, Vice-Chairman.

REPORT OF COMMITTEE ON REFORMS IN CRIMINAL PROCEDURE.

Committee Room,
Austin, Texas, March 21, 1918.
Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Reforms in Criminal Procedure, to whom was referred House bill No. 182, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass.

WILLIFORD, Vice-Chairman.

REPORT OF COMMITTEE ON LABOR.

Committee Room,
Austin, Texas, March 21, 1918.
Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Labor, to whom was referred Senate bill No. 108, have had same under consideration and I am instructed to report it back to the House with the recommendation that it do pass.

TAYLOR, Chairman.

REPORT OF COMMITTEE ON APPROPRIATIONS.

Committee Room,
Austin, Texas, March 21 1918.
Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Appropriations, to whom was referred Senate bill No. 29, have had same under consideration and I am instructed to report it back to the House with the recommendation that it do not pass. Mr. Mathis gave notice of minority report.

MENDELL, Vice-Chairman.

REPORT OF COMMITTEE ON IRRIGATION.

Committee Room,
Austin, Texas, March 20, 1918.
Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Irrigation, to whom was referred House bill No. 172,

have had same under consideration and I am instructed to report it back to the House with the recommendation that it do pass. Mr. Williams of Brazoria has been appointed to make a full report thereon.

CANALES, Chairman.

REPORTS OF COMMITTEE ON ENGROSSED BILLS.

Committee Room,
Austin, Texas, March 21, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 142, A bill to be entitled "An Act giving to the owner of any real estate or interest therein sold under execution, order of sale, deed of trust, mortgage or other contract lien the right to redeem the same at any time in one year from the date of sale, by paying to the purchaser the amount of the purchase money paid, together with interest thereon; provided that property redeemed under the act shall not again be subject to levy or sale for the debt for which it was sold; providing that from the period of redemption allowed by this act shall be deducted a period equal to any extension of the debt; providing that the right of redemption shall not be waived; providing that the act shall have no application when the real estate is sold after the final maturity of the debt, or when the debt represents purchase money and less than one-half of the principal of the debt has been paid, or when the debt bears interest at the rate of six per cent or less; providing that the right of redemption shall for all purposes be treated and recorded as real estate, and declaring an emergency."

H. B. No. 175, A bill to be entitled "An Act readjusting the common school districts and county line common school districts in Lubbock county, Texas, against which outstanding bond issues are now in force, changing boundary lines of said districts, etc., and declaring an emergency."

And find the same correctly engrossed.

COX of Bee, Chairman.

Committee Room,
Austin, Texas, March 21, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 90, A bill to be entitled "An Act regulating the purchase of junk by persons engaged as junk dealers or in the junk business; providing for uniform affidavits of junk sellers, and for same to be kept in well bound book, subject to inspection of the public; providing punishment for the violation of same; defining the terms 'junk dealer' and 'junk business,' and repealing all laws in conflict with the provisions of this act, and declaring an emergency."

H. B. No. 170, A bill to be entitled "An Act to amend Section 1 of House bill No. 95, Chapter 38, pages 392, 393, 394 and 395, of the published laws enacted by the Thirty-fifth Legislature at its First Called Session creating the Milano Independent School District, revising the metes and bounds of said district, including certain territory therefrom, and declaring an emergency."

H. B. No. 173, A bill to be entitled "An Act changing the boundaries of Abernathy Independent School District, situated in Hale and Lubbock counties, Texas, etc., and declaring an emergency."

H. B. No. 174, A bill to be entitled "An Act to establish Common School District No. 15 in Lubbock county, Texas, out of and so as to include certain lands heretofore in Slaton Independent School District and Common School Districts Nos. 11 and 20 of said county, etc., and declaring an emergency."

H. B. No. 176, A bill to be entitled "An Act changing the boundaries of Lubbock Independent School District and Canyon Common School District No. 11 and New Hope Common School District No. 20 in Lubbock county, Texas, transferring to Canyon Common School District No. 11 a portion of the territory now embraced in Lubbock Independent School District, and providing the Canyon Common School District No. 11 shall assume the portion of the bonded indebtedness of Lubbock Independent School District, etc., and declaring an emergency."

H. B. No. 177, A bill to be entitled "An Act changing the boundaries of Common School Districts Nos. 3 and 14 and Slaton Independent School District in Lubbock county, Texas, and transferring a portion of the territory now embraced in Union Common School District No. 3 to Slaton Independent School District, etc., and declaring an emergency."

And find the same correctly engrossed.

DENTON, Chairman.

REPORTS OF COMMITTEE ON ENROLLED BILLS.

Committee Room,
Austin, Texas, March 21, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 155, "An Act to amend Section 2 of House bill No. 525, enacted by the Thirty-fifth Legislature of the Regular Session, creating the Nixon Independent School District and as amended by Section 1, House bill No. 89, Thirty-fifth Legislature, First Called Session, revising metes and bounds of said district, and declaring an emergency,"

Have carefully compared same, and find it correctly enrolled, and have this day, at 4:35 o'clock p. m., presented same to the Governor for his approval.

McCOY, Chairman.

Committee Room,
Austin, Texas, March 21, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 119, "An Act to validate the sale of certain public free school land made by the State on February 21, 1907, and declaring an emergency,"

Have carefully compared same, and find it correctly enrolled, and have this day, at 4:35 o'clock p. m., presented same to the Governor for his approval.

McCOY, Chairman.

Committee Room,
Austin, Texas, March 21, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 70, "An Act to amend Chapter 88, Acts of the Regular Session of the Thirty-fifth Legislature, providing a more adequate system of laws relating to irrigation by adding thereto, after Section 61 Section 61a, and by adding thereto, after Section 64, Sections 64a and 64b; providing for entry of decisions, orders and fixing of rates by the board for furnishing water, and permitting persons, firms and corporations interested therein to file proceedings in the district court of Travis county, Texas, for a review and revision of rates, fixing the burden of proof in such proceedings, and declaring an emergency,"

Have carefully compared same, and find it correctly enrolled, and have this day, at 4:35 o'clock p. m., presented same to the Governor for his approval.

McCOY, Chairman.

Committee Room,
Austin, Texas, March 21, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 141, "An Act to further regulate the conducting of fish hatcheries and the propagation of fish in this State by amending Article 4000 of the Revised Civil Statutes of this State, 1911, as amended by Chapter 146 of the Acts of the Thirty-third Legislature, providing for the distribution by State fish hatcheries of fish to private persons, providing that the Game, Fish and Oyster Commissioner of the State of Texas, as well as the United States Commissions of Fisheries, or their duly authorized agents, may take or catch brood fish from the public fresh waters of this State for the purpose of propagation; according to the United States Commissioner of Fisheries and his duly authorized agents the right to conduct fish hatching and fish culture and all operations connected therewith in any manner and at any time that may be by them considered necessary and proper; providing for a closed season on crappie and bass; prescribing the size of fish that may be taken; providing a penalty for a violation of this Statute; and declaring an emergency,"

Have carefully compared same, and find it correctly enrolled, and have this day, at 4:35 o'clock p. m., presented same to the Governor for his approval.

McCOY, Chairman.

Committee Room,
Austin, Texas, March 21, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 108, "An Act to amend Section 9 of Chapter 17, Special Laws, passed at the First Called Session of the Thirty-third Legislature, entitled 'San Patricio County Road System—Creating,' authorizing said county or any political subdivision or defined district thereof to issue bonds not exceeding forty years from the date of issuance, with such option of redemption as may be fixed by the commissioners court, or to

issue such bonds to mature serially in approximately equal portions every year for not exceeding forty years, and declaring an emergency."

Have carefully compared same, and find it correctly enrolled, and have this day, at 4:35 o'clock p. m., presented same to the Governor for his approval.

McCOY, Chairman.

Committee Room,
Austin, Texas, March 21, 1918.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 120, "An Act granting the State Superintendent of Public Instruction authority to extend teachers' certificates, naming the conditions under which they may be extended; and declaring an emergency,"

Have carefully compared same, and find it correctly enrolled, and have this day, at 4:35 o'clock p. m., presented same to the Governor for his approval.

McCOY, Chairman.

TWENTY-FIRST DAY.

(Friday, March 22, 1918.)

The House met at 9:30 o'clock a. m. pursuant to adjournment.

(Speaker Fuller in the chair.)

The roll was called and the following members were present:

Atlee.	Crudgington.
Bagby.	Davis of Dallas.
Bass.	Davis of Grimes.
Beard.	Davis of Harris.
Beasley.	Davis
Beason.	of Van Zandt.
Bedell.	De Bogory.
Bell.	Denton.
Bennette.	Dodd.
Bertram.	Dudley.
Blackburn.	Dunnam.
Blackmon.	Fairchild.
Bland.	Fly.
Bledsoe.	Ford.
Brown.	Greenwood.
Bryan.	Haidusek.
Burton of Rusk.	Hardey.
Burton of Tarrant.	Harris.
Butler.	Henderson.
Canales.	Hill.
Carlock.	Holaday.
Clark.	Holland.
Cope.	Johnson of Blanco.
Cox of Bee.	Johnson of Ellis.
Cox of Ellis.	Jones.

Kempen.	Sentell.
Laas.	Schlesinger.
Lacey.	Schlosshan.
Lackey.	Seawright.
Laney.	Smith of Bastrop.
Lange.	Smith of Hopkins.
Lanier.	Smith of Scurry.
Lindemann.	Spradley.
McComb.	Sneed.
McCord.	Stephens.
McCoy.	Stewart.
McDowra.	Swope.
McFarland.	Taylor.
McMillin.	Templeton.
Mathis.	Terrell.
Meador.	Thomas.
Mendell.	Thomason
Metcalf.	of El Paso.
Miller of Austin.	Thomason
Miller of Dallas.	of Nacogdoches.
Monday.	Thompson
Moore.	of Hunt.
Morris.	Thompson
Murphy.	of Red River.
Murrell.	Tillotson.
Neill.	Tilson.
Nordhaus.	Tinner.
O'Banion.	Traylor.
Osborne.	Upchurch.
Parks.	Vaughan.
Peyton.	Veatch.
Pillow.	Wahrmund.
Poage.	White.
Pope.	Williams
Raiden.	of Brazoria.
Reeves.	Williams
Richards.	of McLennan.
Roemer.	Williford.
Rogers.	Wilson.
Sackett.	Woods.
Sallas.	Yantis.

Absent.

Cates.	Sholars.
O'Brien.	Strayhorn.
Robertson.	Valentine.

Absent—Excused.

Baker.	Lee.
Cadenhead.	Lowe.
Estes.	Spencer.
Hudspeth.	Walker.
King.	

The Speaker announced a quorum present.

Prayer was then offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following member was granted leave of absence on account of important business:

Mr. Walker, for yesterday, today and